UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

Jon Shore,

Case No. 17-cv-4929 (DSD/TNL)

Plaintiff,

v.

Diamond Tool & Abrasives, Inc., and

Defendant/Cross Claimant,

Gulf States Abrasives Manufacturing, LLC,

Defendant/Cross Defendant/ Third-Party Plaintiff,

v.

DJC Holdings, LLC, and

Prospect Foundry LLC,

Third-Party Defendants.

ORDER ON JOINT STIPULATION FOR LEAVE TO BRING THIRD-PARTY COMPLAINT

WHEREAS, on July 31, 2018, the parties filed a Joint Stipulation for Leave to Bring Third-Party Complaint (ECF No. 31), stating the purpose of which is to allow Defendant/Cross Claimant Diamond Tool & Abrasives, Inc. "to bring a direct claim . . . against [recently added Third-Party Defendants] DJC Holdings, LLC, and Prospect Foundry, LLC, the owner of the employer and facility, where Plaintiff was allegedly injured, who trained and supervised the Plaintiff as well as owned and maintained the equipment being used at the time Plaintiff sustained injury"; and

WHEREAS, on the same day, Defendant/Cross Claimant Diamond Tool & Abrasives, Inc., provided the Court with a copy of its proposed third-party complaint via e-mail;

Having reviewed the proposed third-party complaint, **IT IS HEREBY ORDERED** that the parties' Joint Stipulation for Leave to Bring Third-Party Complaint (ECF No. 31) is **GRANTED**. Defendant/Cross Claimant Diamond Tool & Abrasives, Inc., shall serve and file a third-party summons and third-party complaint in substantially the same form as was provided to the Court **within 10 days** of the date of this Order.

Date: August <u>1</u>, 2018

s/ Tony N. Leung

Tony N. Leung United States Magistrate Judge District of Minnesota

Shore v. Diamond Tool & Abrasives, Inc. et al. Case No. 17-cv-4929 (DSD/TNL)