

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEBRASKA

CONTINENTAL HOLDINGS, INC.,)
successor to CONTINENTAL CAN)
COMPANY, INC.,)

Plaintiff,)

v.)

CROWN HOLDINGS INCORPORATED,)
CROWN CORK & SEAL COMPANY,)
INC., and CROWN BEVERAGE)
PACKAGING, INC.,)

Defendants.)

8:09CV362

AMENDMENT TO ORDER
AND JUDGMENT

This matter is before the Court upon remand from the United States Court of Appeals for the Eighth Circuit (Filing No. [61](#)). Pursuant to said remand, the Court's memorandum opinion (Filing No. [55](#)) and accompanying order and judgment (Filing No. [56](#)) are amended to clarify plaintiff's indemnity responsibilities promised to defendant pursuant to Section 10.3(a)(iii) of the stock purchase agreement ("SPA"). Accordingly,

IT IS ORDERED that "the 50% indemnity provision [of Section 10.3(a)(iii) of the SPA] only applies to environmental liabilities pursuant to Schedule 3.16, as agreed to by the parties."

DATED this 3rd day of April, 2012.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge
United States District Court