

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

Civil Action No.: 5:08-CV-00460-FL

DUKE ENERGY PROGRESS, INC.,)
)
Plaintiff,)
)
v.)
)
3M COMPANY, et al.,)
)
Defendants.)
)
)

Civil Action No.: 5:08-CV-00463-FL

CONSOLIDATION COAL COMPANY,)
)
Plaintiff,)
)
v.)
)
3M COMPANY, et al.,)
)
Defendants.)

ORDER

Third-Party Plaintiff PCS Phosphate Company, Inc.’s (“PCS”) Motion to Dismiss Claims
By and Against Third-Party Defendant Melinz-Rebar, Inc. (“Melinz-Rebar”) is hereby
GRANTED. PCS’s claims against Melinz-Rebar are hereby dismissed with prejudice, and
Melinz-Rebar’s claims against PCS are hereby dismissed with prejudice. Each party shall bear
its own attorneys’ fees and costs.

This the 12th day of January, 2015.



Honorable Louise W. Flanagan
U.S. District Court Judge