

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