

FILED

2020 OCT 23 AM 10:47

IN THE CIRCUIT COURT OF MARSHALL COUNTY, WEST VIRGINIA
BUSINESS COURT DIVISION

JOSEPH B. RUCKI

COVESTRO, LLC,

Civil Action No. 18-C-202

Plaintiff,

v.

Presiding Judge: Judge Wilkes

Co-Resolution Judges: Judges Carl & Nines

AXIALL CORPORATION,
ALLTRANSTEK LLC, and RESCAR, INC.
t/d/b/a RESCAR COMPANIES,

Defendants,

AND

AXIALL CORPORATION,

Third-Party Plaintiff,

v.

SUPERHEAT FGH SERVICES, INC.,

Third-Party Defendant.

-----CONSOLIDATED WITH-----

AXIALL CORPORATION,

Civil Action No. 18-C-203

Plaintiff,

v.

ALLTRANSTEK LLC, RESCAR, INC.
t/d/b/a RESCAR COMPANIES, and
SUPERHEAT FGH SERVICES, INC.,

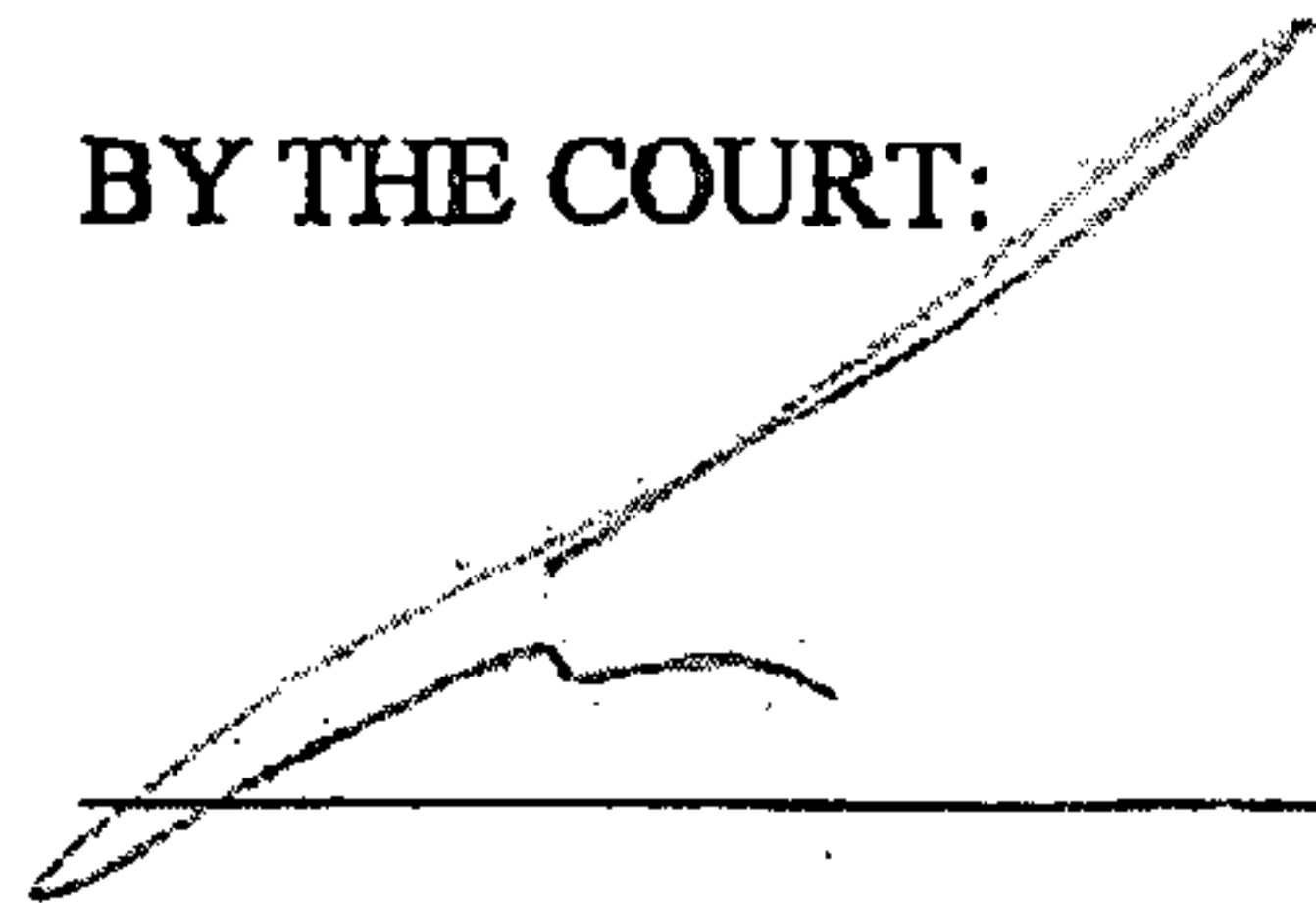
Defendants.

ORDER OF COURT

AND NOW, this 21st day of October, 2020, upon consideration of Plaintiff Axiall Corporation's Motion for Leave to File Sur-Reply in Opposition to Covestro LLC's Motion for Partial Summary Judgment on Counts IV and VII of its Complaint, it is hereby **ORDERED**,

ADJUDGED and **DECREED** that said Motion is **GRANTED**. Axiall Corporation shall file the Sur-Reply in Opposition to Covestro LLC's Motion for Partial Summary Judgment on Counts IV and VII of its Complaint in the form attached to its Motion as Exhibit A within two (2) days of the entry of this Order.

BY THE COURT:



J.