

Filed in Open Court

January 10, 2020

STATE OF INDIANA )  
 ) SS:  
COUNTY OF LAKE )

IN THE LAKE SUPERIOR COURT  
CIVIL DIVISION - ROOM FIVE  
SITTING IN HAMMOND, INDIANA

Judge, Lake Superior Court  
Civil Division, Court Room 5

SO

CARIN L. LARSON, )  
Plaintiff, )  
v. )  
 )  
BNR PIZZA, INC. )  
and LANGEL'S, INC., )  
Defendants. )

Cause No: 45D05-1909-CT-000975

**ORDER GRANTING PARTIES' STIPULATION TO DISMISS BNR PIZZA INC.  
WITHOUT PREJUDICE**

This matter coming before this Honorable Court on the Parties' Stipulation to Dismiss BNR Pizza, Inc. without prejudice, due notice having been given to all parties and the Court being fully advised, now Grants the Parties' Stipulation and enters the following Orders:

1. Defendant BNR Pizza Inc.'s pending Indiana Trial Rule 12(8)(6) Motion to Dismiss, or in the Alternative for a More Definite Statement under Indiana Trial Rule 12 (E) is hereby withdrawn and vacated;
2. The Defendant BNR Pizza, Inc. is hereby dismissed without prejudice from the above action;
3. If Defendants Langel's Inc. intends to name BNR Pizza, Inc. as a non-party, it will provide notice to Plaintiff's counsel and BNR Pizza, Inc. counsel;
4. If Plaintiff does file a Motion to Amend the Complaint to bring back BNR Pizza Inc. as a Defendant, it will provide notice to counsel for Langel's Inc. and BNR Pizza, Inc.;
5. During the pendency of the Action, any remaining Statute of Limitations and refiling of the above action against BNR Pizza, Inc. shall be governed by Ind. Code § 34-11-8-1 and/or I.C. 34-11-2-4;
6. The caption moving forward shall reflect Langel's Inc. as the sole Defendant.

SO ORDERED.

Judge, Lake Superior Court  
Civil Division, Room 5

CC:  
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Robert J. Feldt, Esq.  
Julie R. Murzyn, Esq.