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In the Indiana Supreme Court

No. 49S04-1301-PL-00008

VEOLIA WATER INDIANAPOLIS, LLC, CITY OF INDIANAPOLIS, DEPARTMENT OF WATERWORKS, AND CITY OF INDIANAPOLIS,

Appellants (Defendants below),

v.

NATIONAL TRUST INSURANCE COMPANY AND FCCI INSURANCE COMPANY A/S/O ULTRA STEAK, INC. D/B/A TEXAS ROADHOUSE,

Appellees (Plaintiffs below).

Appeal from the Marion County Superior Court, No. 49D12-1010-PL-044624
The Honorable Heather A. Welch, Judge

On Petition for Rehearing

July 9, 2014

David, Justice.

Veolia seeks rehearing and asks this Court to determine whether the Insurers are third-party beneficiaries to the Management Agreement between Veolia and the City of Indianapolis. We now grant rehearing. As to all issues not expressly addressed in our principal opinion, the Court of Appeals is summarily affirmed pursuant to Ind. Appellate Rule 58(A)(2).

Dickson, C.J., Rucker, Massa, and Rush, J.J., concur.