

In the
Indiana Supreme Court



County Materials Corp. and Central
Processing Corp.,

Appellants/Cross-Appellees,

v.

Indiana Precast, Inc., Ryan S. Gookins, and
Richard A. Rectenwal, III,

Appellees/Cross-Appellants.

Supreme Court Case No.
21S-PL-565

Court of Appeals Case No.
20A-PL-1683

Trial Court Case No.
30D01-1702-PL-219

Published Order

This case is before the Court on Appellants' petition to transfer jurisdiction filed pursuant to Indiana Appellate Rules 56(B) and 57. The Court of Appeals found that Appellants filed their Notice of Appeal on September 15, 2020, thirty-one days after their motion to correct error was deemed denied. *Cty. Materials Corp. v. Indiana Precast, Inc.*, 176 N.E.3d 526 (Ind. Ct. App. 2021), *vacated*. The parties agree, and this Court finds, that Appellants filed their Notice of Appeal on September 14, 2020.

Accordingly, the Court GRANTS transfer, VACATES the Court of Appeals opinion, and REMANDS to the Court of Appeals for reconsideration.

Done at Indianapolis, Indiana, on 12/16/2021.

Loretta H. Rush

Chief Justice of Indiana

All Justices concur.