

STATE OF NORTH CAROLINA  
GUILFORD COUNTY

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
16 CVS 2717

CARMAYER, LLC,

Plaintiff,

v.

KOURY AVIATION, INC.;  
BRADFORD A. KOURY; and  
THOMAS HURLOCKER,

Defendants.

**ORDER DIRECTING PARTIES TO  
SUBMIT SUPPLEMENTAL  
BRIEFING**

THIS MATTER is before the Court *sua sponte* on Defendants' Motion for Summary Judgment (the "Motion") filed on March 17, 2017. The Motion has been fully briefed and the Court held a hearing on the Motion on May 16, 2017. The Court directs the parties to submit supplemental briefing on whether the economic loss doctrine applies to any of Plaintiff's claims in this case.

Defendants' answer raises the affirmative defense of the economic loss doctrine. Neither party addressed the economic loss doctrine in their briefs on the Motion. Additionally, neither party squarely addressed the issue at the hearing.

THEREFORE, the Court, in its discretion, hereby orders that:

1. Defendants submit a supplemental brief of no more than 3,750 words on the economic loss doctrine's potential applicability to Plaintiff's claims on or before Friday, June 16, 2017.
2. Plaintiff shall file any response brief of no more than 3,750 words no later than ten days after service of Defendants' brief.

SO ORDERED, this the 2nd day of June, 2017.

/s/ Michael L. Robinson

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Michael L. Robinson  
Special Superior Court Judge  
for Complex Business Cases