

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF KENTUCKY  
AT PADUCAH  
CIVIL ACTION NO. 5:16-CV-062-TBR

ROJELIO SURITA, individually and  
as Representative of the Estate of  
NANCY LYNN SURITA, deceased

PLAINTIFF

v.

ARVINMERITOR, INC., ET AL.

DEFENDANTS

**ORDER AND JUDGMENT**

This matter is before the Court on motions for summary judgment by Defendants Meritor, Inc. and Arvinmeritor, Inc., [R. 95], Goodyear Tire and Rubber Company, [R. 96], Trane U.S., Inc. and Meritor WABCO Vehicle Control Systems, [R. 97], Caterpillar, Inc., [R. 98], and Navistar, Inc., [R. 99]. Furthermore, Genuine Parts Company brings a Motion for Summary Judgment Based on Lack of Proof of Exposure, [R. 100], and a Motion for Summary Judgment Based on Lack of Jurisdiction and Improper Venue, [R. 101]. Having reviewed the parties' submissions, and being otherwise sufficiently advised, for the reasons set forth in the Court's Memorandum Opinion filed contemporaneous to this Order and Judgment,

**IT IS HEREBY ORDERED:**

1. Meritor, Inc. and Arvinmeritor, Inc.'s Motion for Summary Judgment, [R. 95], is **GRANTED**.
2. Goodyear Tire and Rubber Company's Motion for Summary Judgment, [R. 96], is **GRANTED**.
3. Trane U.S., Inc. and Meritor WABCO Vehicle Control Systems' Motion for Summary Judgment, [R. 97], is **GRANTED**.

4. Caterpillar, Inc.'s Motion for Summary Judgment, [R. 98], is **GRANTED**.
5. Navistar, Inc.'s Motion for Summary Judgment, [R. 99], is **GRANTED**.
6. Genuine Parts Company's Motion for Summary Judgment Based on Lack of Proof of Exposure, [R. 100], is **GRANTED**.
7. Genuine Parts Company's Motion for Summary Judgment Based on Lack of Jurisdiction and Improper Venue, [R. 101], is **DENIED AS MOOT**.

There being no just cause for delay, this is a final and appealable order.

cc: Counsel of Record