

MAR 22 2021

STATE OF INDIANA
COUNTY OF LAKE

ss:

IN THE LAKE SUPERIOR COURT
CIVIL DIVISION, ROOM 5
SITTING IN HAMMOND, INDIANA

Lorenzo C. Cline
CLERK LAKE SUPERIOR COURT

624 BROADWAY, LLC,
Plaintiff/Counterclaim-Defendant,

vs.

GARY HOUSING AUTHORITY,
Defendant/Counterclaimant.

Case No. 45D05-1910-CT-001085

SPECIAL JUDGE STEPHEN E. SCHEELE

**ORDER GRANTING DEFENDANT'S MOTION FOR SUMMARY JUDGMENT,
DENYING PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT,
and SETTING FURTHER TELEPHONIC STATUS HEARING**

On 02/23/2021, the parties were before the Court for a hearing on the pending motions for summary judgment, to wit: 1) the *Defendant Gary Housing Authority's Motion for Summary Judgment* as filed on 06/22/2020; and 2) the *Plaintiff's Motion for Summary Judgment* as filed on 11/13/2020. Upon conclusion of the 02/23/2021 hearing, the Court took all matters under advisement.

The Court has reviewed the entire record of this case, including without limitation all designated evidence and other filings attendant to the pending cross-motions for summary judgment. The Court has taken stock of the parties' arguments as heard on 02/23/2021, and the applicable law.

After due consideration, the Court determines that *Defendant Gary Housing Authority's Motion for Summary Judgment* as filed on 06/22/2020 should be GRANTED, and that the *Plaintiff's Motion for Summary Judgment* as filed on 11/13/2020 should be DENIED.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

- 1) The *Defendant Gary Housing Authority's Motion for Summary Judgment* as filed on 06/22/2020 is GRANTED, and the Plaintiff's claims under this cause are DISMISSED, with prejudice, pursuant to T.R. 56.
- 2) The *Plaintiff's Motion for Summary Judgment* as filed on 11/13/2020 is DENIED.
- 3) With respect to the foregoing entry of summary judgment, there is no just reason for delay, and this is a final judgment pursuant to Trial Rule 54(B) and other applicable law.
- 4) The Court now SETS this matter for a Telephonic Status Hearing on the Defendant's counterclaim and any other outstanding matters, to occur on **April 27, 2021, at 2:30 p.m. CT.** Unless the parties agree or arrange otherwise, Plaintiff's counsel is tasked with initiating that Telephonic Status Hearing by accessing all known and available telephonic participants onto a single/teleconferenced line and calling the Court at 219/933-2880 at the designated time. The parties, attorneys and any/all interested persons are also welcome to appear in the Lake Superior Court/Room 5 for that hearing, at which all prevailing Covid-19 protocols will be observed.

ALL OF WHICH IS SO ORDERED this 22nd day of March, 2021.

Distribution: T.R. 72 Notice



Stephen E. Scheele, Judge
Lake Superior Court, Room 5