

NOTE: This disposition is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

**INSITUFORM TECHNOLOGIES, INC.
AND INA ACQUISITION CORP.,**
Plaintiffs-Appellees,

v.

**AMERIK SUPPLIES, INC. (formerly known as BJR
Trading U.S.A., Inc.)
AND ERIK NIELSEN,**
Defendants / Third Party Plaintiffs- Appellees,

v.

COSMIC-SONDERMASCHINENBAU GMBH,
Third Party Defendant-Appellant.

2012-1655, -1656

Appeals from the United States District Court for the
Northern District of Illinois in No. 08-CV-0333, Judge
Timothy C. Batten, Sr.

JUDGMENT

DEAN L. FRANKLIN, Thompson Coburn LLP, of St.
Louis, Missouri, argued for plaintiffs-appellees. With him

on the brief were ALAN H. NORMAN, MICHAEL L. NEPPLE and MATTHEW A. BRAUNEL.

DANIEL A. KENT, Kent Law, P.C., of Alpharetta, Georgia, argued for third party defendant-appellant.

THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (NEWMAN, PROST, and WALLACH, *Circuit Judges*).

AFFIRMED. See Fed. Cir. R. 36.

ENTERED BY ORDER OF THE COURT

September 23, 2013
Date

/s/ Daniel E. O'Toole
Daniel E. O'Toole
Clerk