

Company; James P. Davis; Quarry
Development Company; Community
Title Company,

Cross Defendants.

Concrete Holding Company,

Third Party Plaintiff-
Appellee,

v.

James P. Davis, individually, and as
statutory and common law trustee for
defendant Quarry Holding Company;
Quarry Development Company;
Community Title Company,

Third Party Defendants-
Appellants.

No. 97-2405EM

United States Fidelity and Guaranty
Company, a corporation,

Plaintiff-Appellant,

v.

Concrete Holding Company, formerly
known as St. Charles Quarry Company,

doing business as Defiance Quarry, *
doing business as Kurtz Concrete, Inc., *
doing business as Goellner Redi-Mix, *
Inc., a corporation; St. Charles County *
Sanitary Landfill, Inc., an *
administratively-dissolved corporation; *
Quarry Holding Company, a voluntarily- *
dissolved corporation, *

Defendants-Appellees, *

John J. Barnes, Jr.; Quarry Holding *
Company; *

Third Party Defendants, *

John J. Barnes, Jr.; Quarry Holding *
Company; James P. Davis; Quarry *
Development Company; Community *
Title Company, *

Cross Defendants, *

Concrete Holding Company; *

Third Party Plaintiff, *

James P. Davis, individually, and as *
statutory and common law trustee for *
defendant Quarry Holding Company; *
Quarry Development Company; *
Community Title Company, *

Third Party Defendants. *

No. 97-2408EM

United States Fidelity and Guaranty *
Company, a corporation, *

Plaintiff-Appellee, *

v. *

Concrete Holding Company, formerly *
known as St. Charles Quarry Company, *
doing business as Defiance Quarry, *
doing business as Kurtz Concrete, Inc., *
doing business as Goellner Redi-Mix, *
Inc., a corporation; *

Defendant-Appellant, *

St. Charles Sanitary Landfill, Inc., an *
administratively-dissolved corporation; *

Defendant, *

Quarry Holding Company, a voluntarily- *
dissolved corporation, *

Defendant-Appellee, *

John J. Barnes, Jr.; Quarry Holding *
Company; *

Third Party Defendants, *

John J. Barnes, Jr.; Quarry Holding
Company; James P. Davis; Quarry
Development Company; Community
Title Company,

Cross Defendants,

Concrete Holding Company;

Third Party Plaintiff-
Appellant,

v.

James P. Davis, individually, and as
statutory and common law trustee for
defendant Quarry Holding Company;
Quarry Development Company;
Community Title Company,

Third Party Defendants-
Appellees.

No. 97-2763EM

United States Fidelity and Guaranty
Company, a corporation,

Plaintiff,

v.

Concrete Holding Company, formerly

known as St. Charles Quarry Company, *
doing business as Defiance Quarry, *
doing business as Kurtz Concrete, Inc., *
doing business as Goellner Redi-Mix, *
Inc., a corporation; St. Charles County *
Sanitary Landfill, Inc., an *
administratively-dissolved corporation; *
Quarry Holding Company, a voluntarily- *
dissolved corporation, *

Defendants, *

v. *

John J. Barnes, Jr.; Quarry Holding *
Company; *

Third Party Defendants, *

John J. Barnes, Jr.; Quarry Holding *
Company; James P. Davis; Quarry *
Development Company; Community *
Title Company, *

Cross Defendants, *

Concrete Holding Company, *

Third Party Plaintiff- *
Appellee, *

v. *

James P. Davis, individually, and as *
statutory and common law trustee for *
defendant Quarry Holding Company; *

Third Party Defendant- *
Appellant, *

Quarry Development Company; *

Third Party Defendant, *

Community Title Company, *

Third Party Defendant- *
Appellant. *

No. 97-3512EM

United States Fidelity and Guaranty *
Company, a corporation, *

Plaintiff, *

v. *

Concrete Holding Company, formerly *
known as St. Charles Quarry Company, *
doing business as Defiance Quarry, *
doing business as Kurtz Concrete, Inc., *
doing business as Goellner Redi-Mix, *
Inc., a corporation; St. Charles County *
Sanitary Landfill, Inc., an *
administratively-dissolved corporation; *
Quarry Holding Company, a voluntarily- *
dissolved corporation, *

Defendants, *

v.

John J. Barnes, Jr.; Quarry Holding
Company;

Third Party Defendants,

John J. Barnes, Jr.; Quarry Holding
Company; James P. Davis; Quarry
Development Company; Community
Title Company,

Cross Defendants,

Concrete Holding Company,

Third Party Plaintiff-
Appellee,

v.

James P. Davis, individually, and as
statutory and common law trustee for
defendant Quarry Holding Company;

Third Party Defendant-
Appellant,

Quarry Development Company;
Community Title Company,

Third Party Defendants.

Submitted: March 9, 1998
Filed: March 26, 1998

Before McMILLIAN and FAGG, Circuit Judges, and BENNETT,* District Judge.

PER CURIAM.

The court has considered the briefs of the parties and heard oral argument in this diversity case. The parties raise an assortment of contentions about instructions, admissibility of evidence, trial-related orders, and post-trial rulings deemed adverse to them. Their arguments have been carefully analyzed and considered. After review of the record in the context of the parties' arguments, we find the record supports the district court's decisions with the exception of the court's ruling on United States Fidelity and Guaranty Company's request for prejudgment interest. Because our review involves the application of established principles of law in a fact-intensive case, and the parties' submissions show they are thoroughly familiar with the issues before the court, we conclude that an extensive discussion would serve no useful precedential purpose. We thus remand to the district court with instructions to award appropriate prejudgment interest to the United States Fidelity and Guaranty Company; otherwise, we affirm the district court without further discussion. See 8th Cir. R. 47B.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.

*The Honorable Mark W. Bennett, United States District Judge for the Northern District of Iowa, sitting by designation.