

STATE OF NORTH CAROLINA
IREDELL COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
09 CVS 03733

POLYTEC, INC.,

Plaintiff,

v.

RANDALL F. ANDREWS, ALCHEM
INCORPORATED, INDUSTIRAL AND
AGRICULTURAL CHEMICALS
INCORPORATED, BRENNTAG
SOUTHEAST, INC., PURE WATER
TECHNOLOGIES, LLC, DENISE K.
WOLCOTT and ROBERT WOLCOTT,

Defendants.

ORDER

This matter is before the Court on Plaintiff's Opposition to Notice of Designation of Action as a Mandatory Complex Business Case. This matter appears on the face of the pleadings to involve enforcement of a restrictive covenant contained in a settlement agreement. No additional issues involving the identification, delineation and protection of trade secrets appear from the pleadings and response to the Opposition. Nor does there appear to be an unfair trade practice issue unrelated to the enforcement of the restrictive covenant. Where, as here, the only critical issue is the enforceability of a restrictive covenant, mandatory jurisdiction of the Business Court is not implicated. This case is remanded to the Superior Court of the County of Iredell.

SO ORDERED, this 23rd day of December 2009.

/s/ Ben F. Tennille
The Honorable Ben F. Tennille
Chief Special Superior Court Judge
for Complex Business Cases