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2020 kitchen design pro v9.1.1.466 pk 689 N.W.2d 604 (2004) CROW BAG INDUSTRIES, INC., Appellant, v. BI-RITE EQUIPMENT, INC., Respondent, Russellville Sheet Metal Works, Inc., Respondent. No. A03-998. Court of Appeals of Minnesota. March 2, 2004. \*605 Heidi J. Gilbert, Taunton, Jacqueline A. Panger, Philip A. Popiel, Bot, Petesch & Popiel, LLC, Minneapolis, MN, for appellant. Barry P. LaMarre, Bradley A. Lervick, Richardson, Heeter, Lervick & Park, Ltd., LaCrosse, WI, for respondent. Considered and decided by HUDSON, Presiding Judge; HALBROOKS, Judge; and HARTEN, Judge. OPINION HARTEN, Judge.[\*] In this appeal from summary judgment for two defendants, appellant Crow Bag Industries, Inc., argues that the district court erred by upholding a finding in a prior arbitration decision that a January 1995 arbitration between appellant and respondent, Bi-Rite Equipment, Inc., was valid, and by sustaining the defendants' joint motion for summary judgment. Because we conclude that the district court erred by summarily upholding the prior arbitration decision that is at issue, we reverse and remand. \*606 FACTS In the 1980s, Bi-Rite Equipment, Inc. and Russellville Sheet Metal Works, Inc. entered into a contractual relationship through which Bi-Rite purchased equipment from Russellville and then leased the equipment back to Russellville. In January 1991, Russellville paid Bi-Rite the purchase price of a dual-duty crusher to be leased back to Russellville. Bi-Rite then failed to disclose that the crusher was defective and failed to deliver

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