

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA
BUSINESS COURT DIVISION

FILED
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CATHY S. GATSON, CLERK
KANAWHA COUNTY CIRCUIT COURT

SOARING EAGLE LODGE MASTER ASSOCIATION, INC.,
a West Virginia non-profit Corporation; and
SOARING EAGLE LODGE ASSOCIATION, INC.,
a West Virginia non-profit Corporation,
Plaintiff,

vs.)

Civil Action No. 15-C-2202
Presiding Judge: Tabit
Resolution Judge: Matish

SOARING EAGLE DEVELOPMENT COMPANY, LLC,
a West Virginia Limited Liability Company;
GBBN ARCHITECTS, INC.,
an Ohio Corporation; and
BRANCH & ASSOCIATES, INC.,
a Virginia Corporation,
Defendants

and

BRANCH & ASSOCIATES, INC.,
a Virginia Corporation
Third Party Plaintiff

vs.)

APPLIED MECHANICAL SYSTEMS, INC.,
a West Virginia Corporation;
EASTCOAST SIDING, INC.,
a Maryland Corporation;
RICHARDSON AND MARCH CARPENTRY, LLC,
A West Virginia Limited Liability Company;
TRI-STATE ROOFING & SHEET METAL COMPANY OF WEST VIRGINIA,
a West Virginia Corporation; and
O.C. CLUSS LUMBER COMPANY,
a Pennsylvania Corporation,
Third Party Defendants

and

SOARING EAGLE DEVELOPMENT COMPANY, LLC,
a West Virginia Limited Liability Company;
Third Party Plaintiff

vs.)

**TRI-STATE ROOFING & SHEET METAL COMPANY OF
WEST VIRGINIA, a/k/a, TRI-STATE ROOFING & SHEET
METAL CO.,**

a West Virginia Corporation;

APPLIED MECHANICAL SYSTEMS, INC.,

an Ohio Corporation;

RICHARDSON AND MARCH CARPENTRY, LLC,

a West Virginia Limited Liability Company;

RICHARDSON CARPENTRY, LLC,

a West Virginia Limited Company; and

EASTCOAST SIDING, INC.,

a Maryland Corporation,

Third Party Defendants

and

O.C. CLUSS LUMBER COMPANY,

a Pennsylvania Corporation,

Fourth-Party Plaintiff,

vs.)

GAF MATERIALS CORPORATION,

a New Jersey Corporation; and

FIBERON, LLC,

a North Carolina Limited Liability Company,

Fourth- Party Defendants.

RULE 22 SCHEDULING ORDER

This matter came before the Court pursuant to Soaring Eagle Development Company, LLC's Motion for Leave to File Third Party Complaint, as against The Travelers Indemnity Company of America and Travelers Property and Casualty Insurance Company ("Travelers"). Therefore, it is ORDERED pursuant to Rule 22 of the West Virginia Trial Court Rules as

follows:

The movant will provide a proposed order (if not already done) and serve a copy upon all non-moving parties. Non-movant(s) shall file written response and proposed orders by **December 6, 2017**. The movant may then file a rebuttal memorandum by **December 18, 2017**. Thereafter the Court will rule upon the motion and the record or schedule a hearing if the Court deems necessary.

Any original proposed orders and copies of motions and/or memoranda shall be sent directly to the Judge via Melody.Shannon@courtswv.gov with a courtesy copy to both Business.Court@courtswv.gov and Claire.Watson@courtswv.gov. Copies of the proposed orders and the original motions and memoranda shall be filed with the Clerk of the Circuit Court. The Court directs the Circuit Clerk to enter the foregoing and forward an attested copy to all counsel of record and any self-represented parties.

ENTER this 21st day of November 2017.

Date: 11/22/17

Certified copies sent to:
 counsel of record
 parties
 other (please indicate)

By: certified/1st class mail
 fax
 hand delivery
 interdepartmental
 Other directives accomplished: None

[Signature]
 Deputy Circuit Clerk

Bur Ct
JF
MM
SG
JM
NS
RH
MF
EP
SG
JB
RT

[Signature]
 JOANNA TABIT, JUDGE
 BUSINESS COURT DIVISION

STATE OF WEST VIRGINIA
 COUNTY OF KANAWHA, SS
 I, CATHY S. GATSON, CLERK OF CIRCUIT COURT OF SAID COUNTY AND IN SAID STATE, DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE COPY FROM THE RECORDS OF SAID COURT GIVEN UNDER MY HAND AND SEAL OF SAID COURT THIS 22 DAY NOV 2017
Cathy S. Gatson
 CLERK
 CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA