

**IN THE CIRCUIT COURT OF WETZEL COUNTY, WEST VIRGINIA  
BUSINESS COURT DIVISION**

FILED  
2018 JUN 15 AM 11:03  
LORRI J. BROWN  
CIRCUIT CLERK  
WETZEL COUNTY, WV

**MARKWEST LIBERTY MIDSTREAM & RESOURCES, LLC**

**Plaintiff,**

**vs.**

**Civil Action No. 16-C-82  
Presiding Judge: Carl  
Resolution Judge: Farrell**

**J.F. ALLEN COMPANY; AMEC FOSTER WHEELER  
ENVIRONMENTAL & INFRASTRUCTURE, INC.; REDSTONE  
INTERNATIONAL, INC.; COASTAL DRILLING EAST, LLC;  
CIVIL & ENVIRONMENTAL CONSULTANTS, INC.,**

**Defendants**

**and**

**J.F. ALLEN COMPANY,**

**Defendant/Third-Party Plaintiff**

**vs.**

**THE LANE CONSTRUCTION CORPORATION,**

**Third-Party Defendant.**

**ORDER FOLLOWING STATUS HEARING**

This matter came before the Court for a telephonic status hearing on June 12, 2018. After discussing the progress of the case and outstanding motions, it was determined that a scheduling order should be delayed until the Court can rule upon AMEC's Motion to Compel inspection upon Markwest and its Eastern Valley Retaining Wall.

Finding the matter appropriate for oral argument, the Court hereby schedules the motion, and any other motion timely noticed, for hearing on June 25, 2018, to begin at 1:00 p.m. in the Hardy County Courthouse, 204 Washington Street, Moorefield, WV 26836.

All other outstanding motions shall be briefed. Movants 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 (if not already done) by June 27, 2018. The movants may then file rebuttal memorandum by July 6, 2018. Thereafter the Court will rule upon the motions 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 at the Hampshire County Judicial Center P.O. Box 856 50 South High Street, Suite 6, Romney, WV 26757, 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 Clerk to enter the foregoing and forward an attested copy to all counsel of record and the Business Court Division Central Office, Berkeley County Judicial Center, Suite 2100, 380 West South Street, Martinsburg, WV 25401.

ENTER this 15 day of June, 2018.



JUDGE H. CHARLES CARL, III  
BUSINESS COURT DIVISION



I HEREBY CERTIFY THAT THE ANNEXED INSTRUMENT IS A TRUE AND CORRECT COPY OF THE ORIGINAL ON FILE IN MY OFFICE.  
ATTEST: [Signature] CLERK  
WETZEL CO., WEST VIRGINIA  
DEPUTY CLERK