

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

MARKWEST LIBERTY MIDSTREAM  
& RESOURCES, L.L.C.,

Plaintiff/Counterclaim Defendant,

v.

CIVIL ACTION NO. 16-C-66  
JUDGE CARL

BILFINGER WESTCON, INC.,

Defendant/Counterclaim Plaintiff/  
Third Party Plaintiff,

v.

MARKWEST LIBERTY BLUESTONE, LLC,  
MPLX LP, MARKWEST ENERGY PARTNERS  
LP, THE HARTFORD STEAM BOILER  
INSPECTION & INSURANCE COMPANY OF  
CONNECTICUT, TEAM INDUSTRIAL  
SERVICES, INC., FURMANITE AMERICA, INC.,  
O'DONNELL CONSULTING ENGINEERS, INC.,  
CEMI, LLC, AND QUALITY INTEGRATED  
SERVICES, INC.,

Third Party Defendants.

BRIEFING ORDER

IT APPEARING that Third Party Plaintiff Bilfinger Westcon, Inc., by counsel, has filed a Motion for Judgment by Default Against Third-Party Defendant Furmanite America, Inc., it is ORDERED pursuant to Rule 22 of the West Virginia Trial Court Rules as follows:

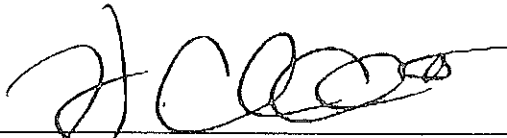
That movant will provide a proposed order (if not already done) and serve a copy upon all non-moving parties. Non-moving parties shall file written responses and proposed orders within 15 days of entry of this order and serve copies of the same on the moving party. The moving party shall thereafter have 10 days to file a rebuttal memorandum, if desired. Thereafter,

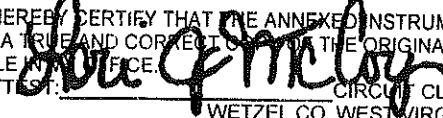
the Court will rule upon the motion on the pleadings and record or schedule a hearing if the Court deems it necessary.

All original proposed orders and copies of motions and/or memoranda shall be sent directly to the Judge via Diane.Ruckman@courtsvw.gov with a courtesy copy to both Business.Court@courtsvw.gov and Tessa.Bowers@courtsvw.gov. Copies of the proposed orders and the original motions and memoranda shall be filed with the Clerk of the Circuit Court.

The Clerk shall enter the foregoing and forward attested copies hereof to all counsel, to any *pro se* parties of record, and to the Business Court Central Office at Business Court Division, 380 West South Street, Suite 2100, Martinsburg, West Virginia, 25401.

11/8/18  
date of entry

  
\_\_\_\_\_  
JUDGE H. CHARLES CARL, III  
JUDGE OF THE WEST VIRGINIA  
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:  \_\_\_\_\_ CIRCUIT CLERK  
WETZEL CO. WEST VIRGINIA  
BY: \_\_\_\_\_ DEPUTY CLERK