

IN THE SUPREME COURT OF APPEALS OF WEST VIRGINIA

HIGHMARK WEST VIRGINIA INC.,)

Plaintiff,)

v.)

MEDTEST LABORATORIES LLC,)

BRICE AND/OR BILLY TAYLOR,)

MUHAMMAD AMJAD, PH.D.,)

MICHAEL CHEN, PH.D., JAMES)

TAYLOR, and VITAS LABORATORY, LLC)

Defendants.)

MEDTEST LABORATORIES LLC)

Counterclaim Plaintiff,)

v.)

HIGHMARK WEST VIRGINIA, INC., et al.,)

Counterclaim and)

Third-Party Defendants.)

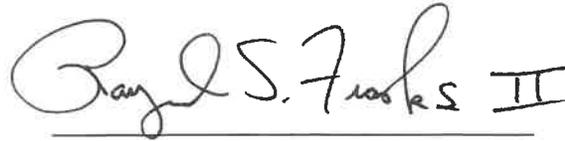
JUL - 8 2019

Civil Action No. 18-C-271
Circuit Court of Wood County

**DEFENDANTS' REPLY MEMORANDUM TO PLAINTIFF
HIGHMARK WEST VIRGINIA INC.'S MOTION TO
REFER ACTION TO THE BUSINESS COURT DIVISION**

In accordance with Rule 29.06(a)(4) of the West Virginia Trial Court Rules, Defendant and Counterclaim Plaintiff MedTest Laboratories, LLC, together with Defendants Brice Taylor, Billy Taylor, Muhammad Amjad, Ph.D., Michael Chen, Ph.D., James Taylor, and Vitas Laboratory, LLC, reply to Plaintiff and Counterclaim Defendant Highmark West Virginia, Inc.'s motion to refer the above-referenced action to the Business Court Division for all further proceedings and trial, hereby advising the Court that they do not oppose the motion and the requested Order of referral.

Dated: July 8, 2019



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CERTIFICATE OF SERVICE

The undersigned counsel for Defendant and Counterclaim Plaintiff MedTest Laboratories, LLC, and for Defendants Brice Taylor, Billy Taylor, Muhammad Amjad, Ph.D., Michael Chen, Ph.D., James Taylor, and Vitas Laboratory, hereby certifies that in conformance with West Virginia Trial Court Rules 29.06(a)(3) and (a)(4), I have served a true and accurate copy of the foregoing *Defendants' Reply Memorandum to Plaintiff Highmark West Virginia Inc.'s Motion to Refer Action to the Business Court Division* on the 8th day of July, 2019, by electronic mail and/or by United States first-class mail, postage prepaid, on counsel of record for Plaintiff and Counterclaim Defendant Highmark West Virginia, Inc.; on counsel for Third-Party Defendants; on the Clerk of the Circuit Court of Wood County; and on the Central Office of the Business Court Division, all as indicated below:

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