

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

**HIGHMARK WEST VIRGINIA INC.,**

**Plaintiff,**

**v.**

**Civil Action No. 18-C-271WDE  
Presiding Judge: Shawn D. Nines  
Resolution Judge: Christopher C. Wilkes**

**MEDTEST LABORATORIES LLC,  
BRICE AND/OR BILLY TAYLOR,  
MUHAMMAD AMJAD, PH.D.,  
MICHAEL CHEN, PH.D.,  
JAMES TAYLOR, and  
VITAS LABORATORY, LLC,**

**Defendants.**

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**MEDTEST LABORATORIES LLC**

**Counterclaim-Plaintiff,**

**v.**

**Highmark West Virginia Inc., et al.**

**Counterclaim-Defendants.**

**ORDER SUBSTITUTING COUNSEL**

As provided in Rule 4.04 of the West Virginia Trial Court Rules ("TCR"), Blue Cross and Blue Shield of Florida, Inc., d/b/a Florida Blue filed a stipulation for substitution of counsel stating that Thomas J. Hurney, Jr. and Jackson Kelly PLLC, and Michael C. Drew and Jones Walker LLP (*pro hac vice* motion pending) are to be substituted as counsel of record for Third Party Defendant Blue Cross and Blue Shield of Florida, Inc., d/b/a Florida Blue, in place of Andrew B. Cooke and Flaherty Sensabaugh Bonasso PLLC and William J. Sheridan and Reed Smith LLP.

The stipulation sets forth the information required by the TCR 4.04. The stipulation is approved in writing by the client, TCR 4.04(a); contains the "the signed statement by the substituting attorney

**FILED IN OFFICE**

**AUG 26 2019**

**CAROLE JONES  
CLERK CIRCUIT COURT**

consenting to the substitution and stating that the substituting attorney is advised of the trial date and will be prepared for trial on such date," TCR 4.04(b); and has been served on opposing counsel. TCR 4.04(d).

Therefore, it is ORDERED that Thomas J. Hurney, Jr., and Jackson Kelly PLLC, and Michael C. Drew and Jones Walker LLP (*pro hac vice* motion pending) are substituted as counsel of record for Third Party Defendant Blue Cross and Blue Shield of Florida, Inc., d/b/a Florida Blue, in place of Andrew B. Cooke and Flaherty Sensabaugh Bonasso PLLC and William J. Sheridan and Reed Smith LLP, who shall have no further responsibility in connection with the representation of Blue Cross and Blue Shield of Florida, Inc., d/b/a Florida Blue in this action.

It is further ORDERED that the Clerk of Court shall send a certified copy of this record to all counsel of record.

ENTERED: This 15<sup>th</sup> day of August, 2019.

Shawn D. Nines  
Judge Nines