

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

**HIGHMARK WEST VIRGINIA, INC.,**

**Plaintiff,**

**vs.**

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

**MEDTEST LABORATORIES, LLC, et al.,**

**Defendants.**

**MEDTEST LABORATORIES LLC,**

**Counterclaim and Third-Party  
Plaintiff,**

**vs.**

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

**Counterclaim and Third-Party  
Defendants.**

**ENTERED**  
O.B. No. \_\_\_\_\_  
PAGE \_\_\_\_\_  
**SEP 16 2019**  
CAROLE JONES  
CLERK CIRCUIT COURT

**BRIEFING ORDER**

IT APPEARING that Third-Party Defendant, Blue Cross Blue Shield of Arizona, Inc., by counsel, has filed a Motion to Dismiss for Lack of Personal Jurisdiction, 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,

*a/16/16 CCx14 Bus. Court, 13 attys per list on vault*

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 [Andrea.Chambers@courtswv.gov](mailto:Andrea.Chambers@courtswv.gov) with a courtesy copy to [Business.Court@courtswv.gov](mailto:Business.Court@courtswv.gov) and [Tessa.Bowers@courtswv.gov](mailto:Tessa.Bowers@courtswv.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, and to the Business Court Central Office at Business Court Division, 380 West South Street, Suite 2100, Martinsburg, West Virginia, 25401.

ENTERED this 16<sup>th</sup> day of September 2019.

  
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JUDGE SHAWN D. NINES  
JUDGE OF THE WEST VIRGINIA  
BUSINESS COURT DIVISION