

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

WW CONSULTANTS, INC.,

v.

Civil Action No. 18-C-115
Honorable Christopher C. Wilkes

POCAHONTAS COUNTY PUBLIC
SERVICE DISTRICT, MARK SMITH,
DAVID GANDEE, DAVID DRAGAN,
the WEST VIRGINIA DEPARTMENT OF
ENVIRONMENTAL PROTECTION,
and the WEST VIRGINIA WATER
DEVELOPMENT AUTHORITY.

**ORDER ALLOWING THE DEFENDANT/COUNTERCLAIM PLAINTIFF
POCAHONTAS COUNTY PUBLIC SERVICE DISTRICT
TO FILE AN AMENDED COUNTERCLAIM**

On a previous day came Defendant Pocahontas County Public Service District (hereinafter "PSD") and moved the Court for leave to amend its Counterclaim in this matter to add two additional counterclaim defendants. Plaintiff and Counterclaim Defendant WW Consultants, Inc., (hereinafter "WWC") indicated it had no objection to the motion for leave.

The Court, having reviewed the motion, and noting the consent of WW Consultants, Inc. (Plaintiff and Counterclaim Defendant), and finding it serves the interests of justice, does hereby GRANT the motion. Further, the Court ORDERS that the Amended Counterclaim is to be filed within **thirty (30) days** of the date of the entry of this Order.

Therefore, it is ORDERED that PSD is permitted to file an Amended Counterclaim in order to allege new direct causes of action against other defendants.

FILED
2020 MAY -4 AM 11:59
CATHY S. GATSON, CLERK
KANAWHA COUNTY CIRCUIT COURT

180-181

The Clerk is directed to enter this Order as of the date first hereinabove appearing, and send attested copies to all counsel of record, as well as to the Business Court Central Office at Business Court Division, 380 West South Street, Suite 2100, Martinsburg, West Virginia, 25401.

IT IS SO ORDERED.

Enter this 30 day of April, 2020.



JUDGE CHRISTOPHER C. WILKES
West Virginia Business Court Division

Date: 5-5-20
Certified copies sent to:
 counsel of record
 parties Bus Ct. Office
 other (please indicate)
By: [Signature]
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Deputy Circuit Clerk