

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

FILED
2023 AUG 23 AM 8:17
CHRISTOPHER GIBSON, CLERK
KANAWHA COUNTY CIRCUIT COURT

WW CONSULTANTS, INC.,

Plaintiff,

VS.

Civil Action No.: 18-C-115

Presiding Judge: Christopher C. Wilkes

Resolution Judge: Michael D. Lorensen

**POCAHONTAS COUNTY PUBLIC
SERVICE DISTRICT, et al.,
Defendants.**

**DAY ORDER FROM AUGUST 16, 2023 STATUS CONFERENCE
AND ORDER SETTING HEARING**

CAME the parties, in a telephonic Status Conference and Scheduling Conference on August 16, 2023, commencing at 2:00 p.m. Lee Murray Hall, Esq. appeared for Plaintiff, WW Consultants, Inc., Christopher D. Negley, Esq. appeared for Defendant, Pocahontas County Public Service District, Thomas E.G. Spears, Esq. appeared for Third-Party Defendant, Pipes Plus, Inc., and John D. Hoblitzell, III, Esq., appeared for Third-Party Defendant, Orders Construction Co., Inc.

1. Conference was held regarding the status of this civil action upon the West Virginia Supreme Court of Appeals decision issued on or about June 13, 2023.
2. Conference was held regarding realignment of the parties. Counsel for the PSD averred that he wished to realign the parties left in this matter. Counsel for Plaintiff averred she would need to check with her client. The undersigned directed counsel to confer on this issue, and if all were in agreement, to submit an agreed order.
3. Conference was had regarding scheduling. Counsel estimated the matter would be ready for trial in late 2024, due to much discovery needing to be completed. The undersigned

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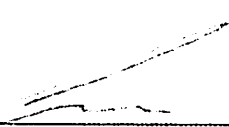
then directed counsel to confer and submit an agreed discovery deadline schedule.

Counsel was provided a Scheduling Worksheet from the court via email for this purpose.

4. Conference was had regarding alternative resolution options available in the Business Court. Specifically, conference was had regarding the applicability of a three-judge arbitration panel. Counsels averred they would discuss this with their clients, and a follow-up telephonic status conference was scheduled for September 19, 2023 at 10:00 a.m. The same call-in information shall be used.
5. The hearing was then adjourned.

The Court directs the Circuit Clerk to distribute attested copies of this order to all counsel of record, and to the Business Court Central Office at West Virginia Business Court Division, 380 West South Street, Suite 2100, Martinsburg, West Virginia, 25401.

ENTER: August 22, 2023


 JUDGE CHRISTOPHER C. WILKES
 JUDGE OF THE WEST VIRGINIA
 BUSINESS COURT DIVISION

Date: 8/23/23
 Certified copies sent to:
 counsel of record
 parties
 other Bus Ct
 (please indicate)
 By:
 certified/1st class mail
 fax
 hand delivery
 interdepartmental
 Other objectives accomplished:
 K. Lavenex
 Deputy Circuit Clerk
 C. Negley
 M. Dunham
 L. Hall
 N. Daniels
 E. Spears
 J. Hoblitzell

STATE OF WEST VIRGINIA
 COUNTY OF KANAWHA, SS
 I, CATHY S. GATSON, CLERK OF CIRCUIT COURT OF SAID COUNTY
 AND IN SAID STATE, DO HEREBY CERTIFY THAT THE FOREGOING
 IS A TRUE COPY FROM THE RECORDS OF SAID COURT,
 GIVEN UNDER MY HAND AND SEAL OF SAID COURT THIS 23rd
 DAY OF August 2023
Cathy S. Gatson CLERK
 CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA