

IN THE CIRCUIT COURT OF MARSHALL COUNTY, WEST VIRGINIA

GITO, INC. d/b/a Nello Construction Company,
For the use and benefit of Cost Company,
Plaintiff,

vs.

Civil Case No.: 13-C-13

BOARD OF EDUCATION OF THE COUNTY OF MARSHALL,
WEST VIRGINIA,
Defendant/Third-Party Plaintiff,

vs.

SCALISE INDUSTRIES CORPORATION, a wholly owned
Subsidiary of EMCOR Group, Inc.,
Third-Party Defendant.

2013 JUL -5 AM 9:53
DAVID H. EVANS

ORDER ASSIGNING PRESIDING AND RESOLUTION JUDGE TO CASE

On June 28, 2013, Chief Justice Brent D. Benjamin entered an Administrative Order granting a Motion to Refer the above-styled case to the Business Court Division. Pursuant to West Virginia Trial Court Rule 29.07(a), "[a]n order from the Chief Justice granting a Motion to Refer is a transfer of Business Litigation to the Division.

As required by Trial Court Rule 29.07(a), the Division Chair, with the advice and consent of the Division, hereby assigns the Honorable Thomas C. Evans, III to serve as the presiding judge in the above-styled case.

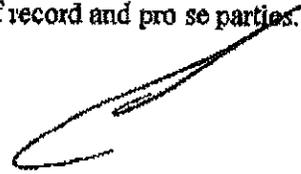
The Division Chair further assigns the Honorable Christopher C. Wilkes to serve as the Resolution Judge in the above-styled action.

The Clerk of the Circuit Court of Marshall County, West Virginia is ORDERED to forward a copy of the circuit court file to the newly assigned presiding Judge, Thomas C. Evans, III, and furthermore shall forward a certified copy of this order to the Honorable Thomas C.

Evans, III, at P.O. Box 800, Ripley, West Virginia 25271; the Honorable Christopher C. Wilkes at the Berkeley County Judicial Center, 380 W. South Street, Suite 4400, Martinsburg, West Virginia 25401; the Business Court Division Central Office at the Berkeley County Judicial Center, 380 W. South Street, Suite 2100, Martinsburg, West Virginia; Rory Perry, Clerk of the West Virginia Supreme Court of Appeals; and all counsel of record and pro se parties.

Enter:

July 5, 2013



CHRISTOPHER C. WILKES, CHAIR
BUSINESS COURT DIVISION