

ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

**Joseph T. Dobkin and Laurie Dobkin McDermott,
Plaintiffs**

vs. Civil Action No. 14-C-91 (Marshall County)

**David B. Shriver,
Defendant**

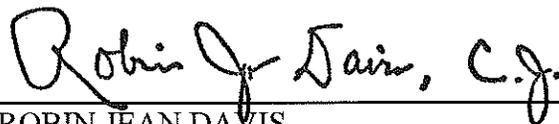
The Chief Justice of the Supreme Court of Appeals has been advised that Defendant David B. Shriver, by counsel, Avrum Levicoff and the law firm of Levicoff, Silko & Deemer, P.C., has filed a motion with the Marshall County Circuit Court requesting that this case be referred to the Business Court Division pursuant to Rule 29 of the West Virginia Trial Court Rules ("TCR"). A response in opposition to the motion to refer was filed by Plaintiffs Joseph T. Dobkin and Laurie Dobkin McDermott, by counsel, Robert P. Fitzsimmons and the Fitzsimmons Law Firm PLLC.

Upon careful review and consideration of the motion and the reply memorandum, the Chief Justice has determined that the principal claims in the action involve matters of significance to the transactions, operations, and governance between business entities as required by TCR 29.04(a)(1), that specialized treatment is likely to improve the expectation of a fair and reasonable resolution of the controversy as required by TCR 29.04(a)(2), and the motion to refer should therefore be granted.

It is hereby ORDERED that the motion to refer this case to the Business Court Division is granted, and this order shall be transmitted to the Honorable Christopher C. Wilkes, Chair of the Business Court Division, for assignment of a presiding judge and such other actions as are necessary to effectuate the provisions of TCR 29.

It is further ORDERED that a copy of this ORDER be transmitted to the Central Office of the Business Court Division; to the Honorable Mark A. Karl, Judge of the Second Judicial Circuit; and to the Clerk of the Circuit Court of Marshall County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: JULY 30, 2014



ROBIN JEAN DAVIS
Chief Justice