

ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

**Southern Amusement Co., Inc.,
Plaintiff**

vs. **Civil Action No. 14-C-231 (Logan County)**

**B&J Business Enterprises, Inc., doing business as
Giovannis Pizza, a West Virginia Corporation;
Dotson's Management Co., Inc., a West Virginia
Corporation; Jessie's Italian Restaurant LLC, doing
business as Joyce's and Tobacco & More Express, a
West Virginia Limited Liability Company; Dawn
Enterprises LLC, a West Virginia Limited
Liability Company; Greg Dotson, Jeannie Dotson and
Bridget Dotson White, individually,
Defendants**

The Chief Justice of the Supreme Court of Appeals has been advised that Defendants B&J Business Enterprises, Inc., Dotson's Management Co., Inc., Jessie's Italian Restaurant LLC, Greg Dotson, Jeannie Dotson, and Bridget Dotson White, by counsel, J. Mark Adkins, James E. Scott, and the law firm of Bowles Rice LLP, have filed a motion to refer the above-styled case to the Business Court Division pursuant to Rule 29 of the West Virginia Trial Court Rules ("TCR"). Defendant Dawn Enterprises LLC, by counsel, William D. Stover, filed a response in support of the motion to refer.

Upon careful review and consideration of the motion and reply memorandum, the Chief Justice has determined that the principal claims in the action involve matters of significance to the transactions, operations, or governance between business entities as required by TCR 29.04(a)(1). The mere fact that the action involves individuals does not, of itself, exclude the case from eligibility. The Chief Justice has further determined 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; the Honorable Roger L. Perry, Judge of the Seventh Judicial Circuit; and to the Clerk of the Circuit Court of Logan County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: OCTOBER 29, 2014


ROBIN JEAN DAVIS
Chief Justice