ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

Viking Video & Music Inc.,
a West Virginia corporation,
Plaintiff

vs. **Civil Action No. 12-C-2134** (Kanawha County)

Summit Community Bank, Inc.,
a West Virginia corporation,
Defendant

The Chief Justice of the Supreme Court of Appeals has been advised that Defendant Summit Community Bank, Inc., by counsel, Stuart A. McMillan, Patrick C. Timony, 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"). No reply memoranda were filed within the time set forth in TCR 29.06(a)(4).

Upon careful review and consideration of motion, 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 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 James C. Stucky, Judge of the Thirteenth Judicial Circuit; and to the Clerk of the Circuit Court of Kanawha County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: NOVEMBER 14, 2014

ROBIN JEAN DAVIS
Chief Justice