



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: OPIOID LITIGATION

Civil Action No. 19-C-9000

THIS DOCUMENT APPLIES TO:

BROOKE COUNTY COMMISSION, et al.,

Plaintiffs,

v.

PURDUE PHARMA L.P.,

Defendants.

Civil Action Nos.: 17-C-248 MSH
17-C-249 MSH
17-C-250 MSH
17-C-251 MSH
17-C-252 MSH
17-C-253 MSH
17-C-254 MSH
17-C-255 MSH

MONONGALIA COUNTY
COMMISSION, et al.,

Plaintiffs,

v.

PURDUE PHARMA L.P.,

Defendants.

Civil Action Nos. 18-C-222 MSH
18-C-233 MSH
18-C-234 MSH
18-C-235 MSH
18-C-236 MSH

CITY OF MOUNDSVILLE,

Plaintiff,

v.

CARDINAL HEALTH, INC., et al.

Defendants.

Civil Action No. 20-C-26 MSH

CITY OF WEIRTON,

Plaintiff,

v.

CARDINAL HEALTH, INC., et al.

Defendants.

Civil Action No. 20-C-27 MSH

**ORDER GRANTING PLAINTIFFS' RULE 41(a)(2)
MOTION TO DISMISS CERTAIN CLAIMS**

Pending before the Court is Plaintiffs'¹ motion to dismiss all claims for relief with the exception of Plaintiffs' equitable claims for public nuisance (Transaction ID 66985597).

Accordingly, it is hereby **ORDERED** that Plaintiffs' Rule 41(a)(2) Motion to Dismiss Certain Claims without prejudice is **GRANTED**; and

All claims for relief for these Cities and Counties with the express exception of these Cities' and Counties' equitable claims for public nuisance are hereby dismissed without prejudice.

Plaintiffs' remaining claims will be scheduled for a bench trial at a date and time to be determined.

A copy of this Order has this day been electronically served on all counsel of record via File & Serve*Xpress*.

It is so **ORDERED**.

ENTERED: October 4, 2021.

/s/ Alan D. Moats
Lead Presiding Judge
Opioid Litigation

/s/ Derek C. Swope
Presiding Judge
Opioid Litigation

¹Plaintiffs include Brooke County Commission, Civil Action No. 17-C-248 MSH; Hancock County Commission Civil Action No. 17-C-249 MSH; Harrison County Commission, Civil Action No. 17-C-250 MSH; Lewis County Commission, Civil Action No. 17-C-251 MSH; Marshall County Commission, Civil Action No. 17-C-252 MSH; Ohio County Commission, Civil Action No. 17-C-253 MSH; Tyler County Commission, Civil Action No. 17-C-254 MSH; Wetzel County Commission, Civil Action No. 17-C-255 MSH; Monongalia County Commission, Civil Action No. 18-C-222 MSH; Marion County Commission, Civil Action No. 18-C-233 MSH; Doddridge County Commission, Civil Action No. 18-C-234 MSH; Randolph County Commission, Civil Action No. 18-C-235 MSH; Upshur County Commission, Civil Action No. 18-C-236 MSH; City of Moundsville, Civil Action No. 20-C-26 MSH; and City of Weirton, Civil Action No. 20-C-27 MSH.