



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: OPIOID LITIGATION

Civil Action No. 19-C-9000

THIS DOCUMENT APPLIES TO:

THE CITY OF BECKLEY, WEST VIRGINIA,
Plaintiff,

v.

Civil Action No. 20-C-34 MSH

ALLERGAN PLC, et al.,
Defendants.

CITY OF FAIRMONT, WEST VIRGINIA,
Plaintiff,

v.

Civil Action No. 20-C-55-MSH

ALLERGAN PLC, et al.,
Defendants.

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

Pending before the Court is Plaintiffs' motion to dismiss all claims for relief with the express exception of these Plaintiffs' equitable claims for public nuisance (Transaction ID 66942076).

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 with the express exception of these Cities' 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: September 17, 2021.

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

/s/ Derek C. Swope
Presiding Judge
Opioid Litigation