

IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA

IN RE: FLOAT-SINK LITIGATION CIVIL ACTION NO. 11-C-5000000

THIS DOCUMENT APPLIES TO:

ALLYSON TOWNSEND,

Plaintiff,

v.

COMMERCIAL COAL TESTING, INC.;
COMMERCIAL COAL TESTING, LLC;
PREISER SCIENTIFIC, INC. and
STANDARD LABORATORIES, INC.,

Defendants.

ORDER GRANTING MOTION TO JOIN IN EXISTING MASS LITIGATION

Pursuant to West Virginia Trial Court Rule 26.09, Defendant Standard Laboratories, Inc. ("Standard Laboratories") has moved to join *Allyson Townsend v. Commercial Coal Testing, Inc., et al.*, Civil Action No. 13-C-151, pending before The Honorable Charles E. King in the Circuit Court of Kanawha County, West Virginia, with the existing Mass Litigation styled *In re: Float-Sink Litigation*, Civil Action No. 11-C-5000000, pending in the Circuit Court of Raleigh County, West Virginia. Plaintiff Allyson Townsend has filed an opposition to the motion.

The Court has reviewed the parties' arguments, and has engaged in extensive discussion with the Mass Litigation Panel regarding the issues presented in the Float-Sink Litigation and the issues raised in the case filed by Plaintiff Allyson Townsend. With the advice and consent of the Panel, as contemplated by West Virginia Trial Court Rule 26.09(a)(3), the Court GRANTS Standard Laboratories' motion and ORDERS that

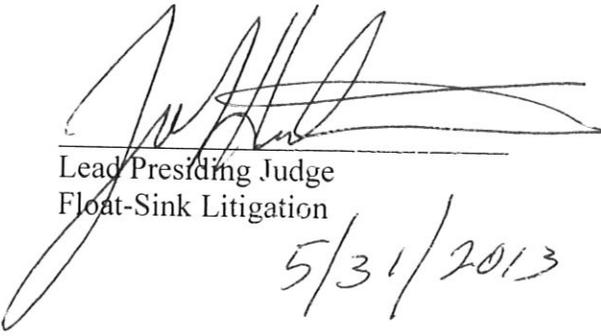
Allyson Townsend v. Commercial Coal Testing, Inc., et al., Civil Action No. 13-C-151, pending in Kanawha County, West Virginia, be joined with the Float-Sink Litigation and transferred to the Circuit Court of Raleigh County, West Virginia for further proceedings. The Court notes and preserves the objections of any party aggrieved by this Order.

The Court ORDERS that the case file(s) in *Allyson Townsend v. Commercial Coal Testing, Inc., et al.*, Civil Action No. 13-C-151, pending in Kanawha County, West Virginia, be transferred to the Circuit Court of Raleigh County, West Virginia, by June 5, 2013, and this case shall be subject to electronic filing and service, effective June 5, 2013.

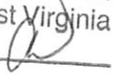
The Clerk of the Raleigh County Circuit Court is ORDERED to send a certified copy of this Order to the Panel Chair, to The Honorable Charles E. King, to the Mass Litigation Manager and to the Clerk of the Circuit Court of Kanawha County, West Virginia for service on all parties

It is so ORDERED.

ENTER: May 31, 2013


Lead Presiding Judge
Float-Sink Litigation

5/31/2013

The foregoing is a true copy of an order entered in this office on the 31 day of May, 2013.
PAUL H. FLANAGAN, Circuit Clerk of Raleigh County, West Virginia
By:  Deputy