



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: CARBON MONOXIDE EXPOSURE LITIGATION Civil Action No. 14-C-8000

THIS DOCUMENT APPLIES TO:

Danielle Mallow, et al. v. Manisha Patel, et al. Civil Action No. 14-C-119 KAN

**ORDER APPOINTING GUARDIAN AD LITEM FOR MINOR CHILD
GRANTING MOTION TO FILE SETTLEMENT TERMS UNDER SEAL
AND SCHEDULING HEARING ON APPLICATION FOR APPROVAL OF
SETTLEMENT WITH DEFENDANTS AND AUTHORIZATION OF
ATTORNEY FEES AND DISTRIBUTION OF NET SETTLEMENT PROCEEDS**

Pending before the Court is a petition filed by Petitioner and Plaintiff, Danielle Mallow, individually and as natural mother and next friend of L. M., for approval of a settlement with the Defendants in this action for personal injury as further described in said petition. The Court **FINDS** that it is proper to appoint a guardian ad litem to represent the interests of the minor child with regard to the proposed settlement, and hereby **ORDERS** that **Leigh Boggs Lefler** of Lefler & Boggs, PLLC, 316 North Kanawha Street, Beckley, WV 25801, a duly licensed and qualified attorney, shall be appointed as guardian ad litem to represent the interests of the minor child in this matter.

The guardian ad litem shall make prompt investigation and review of this matter and make recommendations to the Court regarding whether the proposed settlement terms are fair, equitable and reasonable under all circumstances and in the best interests of the minor child **no later than five (5) days before the hearing**. Counsel for Plaintiffs is **ORDERED** to provide a copy of this order to the guardian ad litem immediately. It is further **ORDERED** that the settling Defendants shall pay the reasonable fees and costs of the guardian ad litem.

Plaintiff's motion to file settlement terms under seal is **GRANTED** and it is hereby **ORDERED** that any documents related to the proposed settlement filed by the settling parties and the guardian ad litem shall be filed under seal.

The Court hereby sets Petitioner's *Application for Approval of Settlement with Defendants and Authorization of Attorney Fees and Distribution of Net Settlement Proceeds* (Transaction ID 57245846) for hearing at **12:45 p.m. on June 15, 2015**, in Courtroom 2, Raleigh County Judicial Center, 222 Main Street, West Virginia, 25801.

It is so **ORDERED**.

ENTER: May 18, 2015

/s/ John A. Hutchison
Lead Presiding Judge
Carbon Monoxide Exposure Litigation