



IN THE CIRCUIT COURT OF OHIO COUNTY, WEST VIRGINIA

**IN RE: MARCELLUS SHALE LITIGATION
MIDSTREAM CASES**

CIVIL ACTION NO. 14-C-3001

THIS DOCUMENT APPLIES TO THE OAK GROVE TRIAL GROUP:

**Lewis A. Aston, Jr. and Cathy Aston
v.
Williams Ohio Valley Midstream, LLC**

Civil Action No. 19-C-275 MSH

**Abby Aston
v.
Williams Ohio Valley Midstream, LLC**

Civil Action No. 19-C-275 MSH

**Andrew T. Blakemore and Amanda Blakemore
v.
Williams Ohio Valley Midstream, LLC**

Civil Action No. 16-C-42 MSH

**David E. Blakemore and Donna Blakemore
v.
Williams Ohio Valley Midstream, LLC**

Civil Action No. 16-C-42 MSH

**James R. Buchanan, Jr.
v.
Williams Ohio Valley Midstream, LLC**

Civil Action No. 16-C-42 MSH

**Terry Derrow and Lisa Derow
v.
Williams Ohio Valley Midstream, LLC**

Civil Action No. 19-C-275 MSH

**Frank J. Elza, Jr. and Tina J. Elza
v.
Williams Ohio Valley Midstream, LLC**

Civil Action No. 19-C-275 MSH

**Miranda Friede
v.
Williams Ohio Valley Midstream, LLC**

Civil Action No. 19-C-275 MSH

**Daniel C. Gatts
v.
Williams Ohio Valley Midstream, LLC**

Civil Action No. 16-C-42 MSH

**Harley L. Gatts and Patricia L. Gatts
v.
Williams Ohio Valley Midstream, LLC**

Civil Action No. 16-C-42 MSH

Jade Goodnight

v.

Williams Ohio Valley Midstream, LLC

Civil Action No. 16-C-42 MSH

Kevin Gornik

v.

Williams Ohio Valley Midstream, LLC

Civil Action No. 14-C-160 MSH

Dale E. Hall

v.

Williams Ohio Valley Midstream, LLC

Civil Action No. 19-C-275 MSH

Jade D. Henderson and Joel Henderson

v.

Williams Ohio Valley Midstream, LLC

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Rebecca Innocenti (n.k.a. Rebecca Stoffel)

v.

Williams Ohio Valley Midstream, LLC

Civil Action No. 16-C-42 MSH

Todd R. Kettler and Dawn R. Kettler

v.

Williams Ohio Valley Midstream, LLC

Civil Action No. 16-C-42 MSH

Betty Kidd

v.

Williams Ohio Valley Midstream, LLC

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Roger W. Losh and Jody L. Losh

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Christina S. Lyons

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John H. Och, III and Sharon A. Och

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v.

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v.
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Civil Action No. 16-C-42 MSH

Richard F. Vargo
v.
Williams Ohio Valley Midstream, LLC

Civil Action No. 16-C-42 MSH

Timothy Dulaney and Shirley Dulaney
v.
Williams Ohio Valley Midstream, LLC

Civil Action No. 15-C-96 MSH

**Betty J. Bird, Administratrix of the
Estate of Judith McGary**
v.
Williams Ohio Valley Midstream, LLC

Civil Action No. 15-C-95 MSH

Rickey McGary and Lisa McGary
v.
Williams Ohio Valley Midstream, LLC

Civil Action No. 15-C-97 MSH

James Stern and Roberta Stern
v.
Williams Ohio Valley Midstream, LLC

Civil Action No. 16-C-98 MSH

Harold S. Young and Charlene Young
v.
Williams Ohio Valley Midstream, LLC

Civil Action No. 18-C-245 MSH

ORDER APPROVING JUROR QUESTIONNAIRE

The Presiding Judges have reviewed and considered the *Parties' Juror Questionnaire Submission to the Court* (Transaction ID 66720367) filed on June 28, 2021, including Exhibits 1 and 2. The Court hereby approves the Juror Questionnaire attached to this Order and **ORDERS** said Juror Questionnaire to be used for the trial of the Oak Grove Trial Group scheduled to begin on August 16, 2021.

It is so **ORDERED**.

ENTERED: June 29, 2021.

/s/ Derek C. Swope
Lead Presiding Judge
Marcellus Shale Litigation
Midstream Cases

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JUROR QUESTIONNAIRE

The integrity of our legal system depends on the fairness and impartiality of jurors. This Questionnaire has been approved by the Court and is to be filled out by each prospective juror in this case. This is designed to save time and assist the Court and the parties in selecting jurors for the trial. Because copies must be made, please fill out the form in ink. The questions asked in the Questionnaire could be asked in open Court. You are given more privacy by answering them in the Questionnaire. You are under oath and required to answer the questions truthfully. You must write your answers yourself, without consulting any other person. If there is particularly

Juror Name: _____

sensitive personal information that you wish not to disclose on this form, please indicate this in your response by writing "private" after the question and you will be provided an opportunity to speak with the Judge and the attorneys about that outside the presence of other jurors. After the jury has been selected and sworn to serve, all copies of your responses will be returned to the Court Clerk and kept in confidence until a reasonable time after this litigation is concluded, after which all copies of your responses will be destroyed. Your answers must be complete and accurate, under penalty of perjury. Please read each question carefully and answer each question completely.

PLEASE PRINT CLEARLY:

1. Name: _____

Your maiden name, if applicable? _____

2. Age: _____

3. Gender: _____

4. Place of birth: _____

5. Address where you currently live: _____

_____ You own _____ You rent _____ You live with family/friends

6. How long have you lived at this address? _____

7. Where did you live before this?

8. With whom do you live if anyone?

9. Marital status:

Single and never married _____
Currently married for _____ # of years
Divorced _____
Widow/Widower _____

Juror Name: _____

10. Educational background: What is the highest grade you have completed?

- _____ less than 8th grade
- _____ technical, business or two-year degree in _____
- _____ more than 8th grade but no high school diploma
- _____ high school diploma
- _____ some college but no degree
- _____ four-year college degree
- _____ post graduate work or degree

11. Please list the school and degrees you have from any technical, vocational, or colleges/universities attended:

<u>School</u>	<u>Major area of study</u>	<u>Date degree/certificate</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

12. List any special training or skills you have:

13. What is your current job status? (Please check most appropriate answer)

- _____ working full time
- _____ homemaker
- _____ working part time
- _____ retired
- _____ full time student
- _____ unemployed

14. What is/was your occupation and/or type of business and/or job responsibilities?

Juror Name: _____

15. Please list your last four employers.

<u>Employer</u>	<u>Job Title</u>	<u>Location</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

16. What is or was the occupation of your spouse/former spouse/significant other/partner?

17. Please identify your spouse's/former spouse's employer.

18. Please briefly explain what his or her duties are/were:

19. Do you have children or stepchildren? Yes _____ No _____ If yes, list the following:

<u>Name</u>	<u>Age</u>	<u>Occupation</u>	<u>City/Sate of Residence</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

20. Do you or your spouse/former spouse/significant other belong to a union or have you or your spouse/former spouse/significant other ever belonged to a union?

Yes _____ No _____

If yes, which union(s):

If yes, what type of union activities have you participated in, if any?

Juror Name: _____

21. Have you or an immediate family member ever worked in or otherwise received training or education in the following fields? Yes _____ No _____ Please circle all that apply.

Oil and gas title research

Oil and gas extraction and/or processing

Environmental protection

Environmental engineering

Industrial Engineering

Real Estate

Property Appraisals

Law

If yes, please explain:

22. Have you ever owned your own business? Yes _____ No _____

If yes, please answer the following questions:

What type of business?

How long own(ed) your business?

Where is/was your business located?

23. Have you ever written a letter to the editor of a newspaper, professional journal or to any type of public figure? Yes _____ No _____

If yes, please explain:

24. Please list social clubs, civic, professional, religious organizations, environmental organizations, or activist-type groups to which you belong:

Juror Name: _____

25. Have you, a family member, or close friend ever sued anyone or been sued in our court system? Yes _____ No _____

If yes, please explain including whether you brought the lawsuit, or it was brought against you:

If yes, were you satisfied with the outcome? Yes _____ No _____

Please explain:

26. The following individuals may be called to testify at trial. If you know any of these individuals, please check the line next to their name and briefly explain the basis of your knowledge, i.e., family relationship, business relationship, friendship, school, word of mouth, in the space below for each potential witness checked.

_____ James D. McIntosh, CIH, CSP

_____ Deborah L. Shepherd

_____ Thomas Witt

27. Are you, anyone in your family, or close friend a current or former client or otherwise have a relationship with any of the following law firms: Bordas & Bordas, PLLC; Babst Calland, PC; Fitzsimmons Law Firm PLLC or Berry, Kessler, Crutchfield, Taylor & Gordon?

Yes _____ No _____

If yes, please explain:

28. Do you or anyone in your family know or have a relationship with any of the following individuals who are parties in this action:

- _____ Abby Aston
- _____ Cathy Aston
- _____ Lewis A. Aston, Jr.
- _____ Betty Bird
- _____ Andy T. Blakemore
- _____ Amanda Blakemore
- _____ David E. Blakemore
- _____ Donna Blakemore
- _____ James Buchanan, Jr.
- _____ Terry Derrow
- _____ Lisa Derrow
- _____ Timothy Dulaney
- _____ Shirley Dulaney
- _____ Frank J. Elza, Jr.
- _____ Tina J. Elza
- _____ Miranda Friede
- _____ Daniel Gatts
- _____ Harley Gatts
- _____ Patricia Gatts
- _____ Jade Goodnight
- _____ Kevin Gornik
- _____ Dale Hall

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- _____ Jade Henderson
- _____ Joel Henderson
- _____ Todd Kettler
- _____ Dawn Kettler
- _____ Betty Kidd
- _____ Roger Losh
- _____ Jody Losh
- _____ Christina Lyons
- _____ Judith McGary
- _____ Lisa McGary
- _____ Rickey McGary
- _____ John Och, III
- _____ Sharon Och
- _____ Linda Standiford
- _____ William Standiford
- _____ James Stern
- _____ Roberta Stern
- _____ David Stoffel
- _____ Rebecca (Innocenti) Stoffel
- _____ Charlene Young
- _____ Harold Young
- _____ Richard Vargo

If yes, please explain:

Juror Name: _____

29. Have you, a close friend, or relative ever worked for, done business with, or otherwise have any sort of business relationship with Williams Ohio Valley Midstream, LLC or any other pipeline or oil and gas company?

Yes _____ No _____

If yes, please explain:

30. Do any of you know or have a social relationship with anyone who works, or has worked, at Williams Ohio Valley Midstream, LLC? For example, do you belong to any clubs, groups, churches, or organizations or otherwise socialize with them?

Yes _____ No _____

If yes, please explain:

31. Do you have a favorable or unfavorable opinion of Williams Ohio Valley Midstream, LLC?

Favorable _____ Unfavorable _____ Neutral _____

32. Do you or any of your family members or close friends work in or have any sort of business relationship with the oil and gas industry or gas pipeline companies?

Yes _____ No _____

If yes, please explain:

Juror Name: _____

33. Are you or anyone in your immediate family a party to any oil, gas, or other type of energy royalty agreement?

Yes _____ No _____

If yes, please explain:

34. How do you feel about lawsuits against oil and gas companies?

35. How do you feel about the way civil lawsuits affect this community?

36. Do you have any feelings based on any personal philosophy or religious belief that would prevent you from bringing a lawsuit for damages received by you or a member of your immediate family?

Please Explain:

Juror Name: _____

37. What are your feelings about giving money for items of damage that have no established monetary value such as annoyance, inconvenience, and loss of quiet enjoyment of property?

Please explain:

38. Do you have any feeling that you are personally, financially affected by large jury verdicts?

Please explain:

39. Do you believe that just because someone files suit against a company that the company must have done something wrong and should be required to pay damages?

Yes _____ No _____

If yes, please explain:

40. If you found that a defendant unlawfully caused harm, would you have any problem holding that defendant responsible by making it pay money for the harm it caused?

Yes _____ No _____

If yes, please explain:

Juror Name: _____

41. If you are a juror in this case, you will have some rights. It is extremely important that you understand these rights and that you will exercise them as often as the need arises. First, you have the right to hear all testimony. If you are unable to hear a witness's testimony, do you feel comfortable raising your hand and telling the judge that you were unable to hear the testimony?

Yes _____ No _____

If no, please explain:

42. If you are a juror in this case, you also have the right to understand the law. If during your deliberations, jurors cannot agree on what the law as they have been instructed is, will you be comfortable asking the judge to re-read the instruction over which there is disagreement rather than trying to decide it among yourselves?

Yes _____ No _____

If no, please explain:

43. Do you know of any reason why you could not sit as a fair and impartial juror in this case?

Yes _____ No _____

If yes, please explain:

44. Have you ever served on a jury before? Yes _____ No _____

If yes, answer the following:

Juror Name: _____

What type of case? Civil Case _____ Criminal Case _____

Did the jury reach a verdict? Yes _____ No _____

How did you feel about your jury experience?

When did you serve on the jury? _____

I declare under penalty of perjury that the foregoing answers to each question are true and correct to the best of my knowledge and belief.

Signature: _____

Date: _____

Please Print

Name: _____