



**IN THE CIRCUIT COURT OF OHIO COUNTY, WEST VIRGINIA**

**IN RE: MARCELLUS SHALE LITIGATION**

**CIVIL ACTION NO. 14-C-3000**

**THIS DOCUMENT APPLIES TO:**

**THE BURCH RIDGE TRIAL GROUP**

**Mark Tennant, et al.**

**v.**

**Williams Ohio Valley Midstream, LLC**

**Civil Action No. 16-C-39 MSH**

**ORDER**

The Presiding Judges have reviewed *Defendant Williams Ohio Valley Midstream, LLC's Motion to Continue and Modify Scheduling Order* (Transaction ID 61916689) filed on April 13, 2018. Finding no response to the motion filed on or before April 27, 2018, as required by the Court's *Order Regarding E-Filing and Service Deadlines for Responses to Motions and Replies to Responses* (Transaction ID 56913746), the Court **DENIES** the motion as premature in light of the fact that *Danielle Lilly v. Williams Ohio Valley Midstream, LLC*, Civil Action No 18-C-57, filed in the Circuit Court of Marshall County, West Virginia, is not part of the Marcellus Shale Litigation.

If either party seeks to transfer and join the *Lilly* action with the Marcellus Shale Litigation and the Burch Ridge Trial Group, the party must file a motion to join in existing Mass Litigation in accordance with the procedure set forth in Rule 26.09 of the West Virginia Trial Court Rules.

It is so **ORDERED**.

**ENTER:** May 1, 2018.

/s/ Alan D. Moats  
Lead Presiding Judge  
Marcellus Shale Litigation