



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

**IN RE: RALEIGH HEART CLINIC LITIGATION                      CIVIL ACTION NO. 18-C-5000**

**THIS DOCUMENT APPLIES TO:**

**I.H. v. Raleigh Heart Clinic, Inc., et al.**

**Civil Action No. 17-C-671 RAL**

**ORDER GRANTING MOTION TO WITHDRAW**  
**AS COUNSEL FOR PLAINTIFF**

On the 6<sup>th</sup> day of December 2019 came Stephen P. New, Amanda J. Taylor, and The Law Office of Stephen P. New, and pursuant to Rule 4.03(b) and 26.04(f) of the West Virginia Trial Court Rules moved this Honorable Court for leave to withdraw as counsel for Plaintiff I.H. in the above-captioned matter. Plaintiff I.H. was provided notice of the hearing at his last known address, his name was called three times by the bailiff, and it was found that Plaintiff I.H. did not appear.

The Court has reviewed the Motion to Withdraw as Counsel. After careful review of the written submissions of the parties, oral arguments and analysis of the applicable law, the Court finds that the *Motion to Withdraw as Counsel for Plaintiff* (Transaction ID 64375607) filed in the above-styled case should be **GRANTED**.

WHEREFORE, the Court does hereby **ORDER, ADJUDGE, AND DECREE** that Plaintiffs' counsel is relieved of representation in this matter. The Court does further **ORDER, ADJUDGE, and DECREE** that all further filings shall be served upon I.H. at 412 Highlawn Park Avenue, Oak Hill, WV 25901.

The objections and exceptions of any party aggrieved by this Order are expressly reserved unto them.

Within thirty (30) days from the entry of this Order, I.H. shall notify Kim Fields, the Mass Litigation Manager, by telephone: (304) 340-3991, or by email message: [kim.fields@courtswv.gov](mailto:kim.fields@courtswv.gov), whether I.H. has retained new counsel, will proceed *pro se*, or intends

to dismiss this civil action. If I.H. does not comply with this Order by contacting Kim Fields within 30 days of entry of the Order, I.H.'s case may be subject to default and may be dismissed by the Court. The Court **ORDERS** I.H. to appear in person or through new counsel at **1:00 p.m. on January 16, 2020**, in Courtroom Four, also known as the Ceremonial Courtroom, on the second floor of the Kanawha County Courthouse, located at 409 Virginia Street, East, in Charleston, West Virginia, to report to the Court whether they intend to proceed with their civil actions.

A copy of this Order is this day served electronically on all counsel of record in the above-styled cases via the File & Serve*Xpress* system. The Clerk is directed to send a certified copy of this Order to I.H. at the address set forth herein.

It is so **ORDERED**.

**ENTERED:** December 9, 2019.

/s/ Jay M. Hoke  
Lead Presiding Judge  
Raleigh Heart Clinic Litigation