

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 25<sup>th</sup> of March, 2014, the following order was made and entered:

In Re: Tobacco Litigation

Ronald Accord, et al., Plaintiffs Below,  
Petitioners

vs.) No. 13-1204

Phillip Morris USA, Incorporated; R.J. Reynolds  
Tobacco Company; Brown & Williamson Tobacco  
Corporation; and Lorillard Tobacco Company,  
Defendants Below, Respondents

AMENDED SCHEDULING ORDER

On February 25, 2014, the petitioners, Ronald Accord, et al., by their counsel Timothy N. Barber, filed a motion for an extension of time within which to perfect their appeal, for the reasons stated therein.

Upon consideration whereof, the Court notes that the motion is unopposed. The motion is hereby granted, in part. It is therefore ordered that the deadline for perfecting the appeal is extended to April 2, 2014. If the appeal is not properly perfected on or before April 2, 2014, the appeal will be dismissed. Justices Ketchum and Loughry would refuse the motion for extension of time.

If the appeal is properly perfected on or before April 2, 2014, the respondents are hereby directed to file a respondent's brief, or a summary response, on or before May 17, 2014, or within forty-five days of the date the appeal is perfected. Any reply brief deemed necessary shall be filed by the petitioners within twenty days of the respondent's brief.

**SUMMARY OF DEADLINES: Appeal No. 13-1204**

**Appeal Perfected: April 2, 2014**

**Respondent's Brief: May 17, 2014**

**Reply Brief: June 6, 2014**

Once the deadline for filing a reply brief has passed, the appeal will be mature for consideration by the Court pursuant to R.A.P. 5(h). Counsel of record will be notified in writing of any decision in the case.

A True Copy

Attest: /s/ Rory L. Perry II, Clerk of Court

