



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

**IN RE: UNIVERSITY COMMONS LITIGATION      CIVIL ACTION NO. 13-C-7000**

**THIS DOCUMENT APPLIES TO ALL CASES**

**ORDER REGARDING SPECIAL MASTER'S REQUEST  
FOR LIMITED DISCLOSURE OF REMEDIATION WORK**

The Presiding Judges assigned to the University Commons Litigation have reviewed and maturely considered the *Special Master's Request for Limited Disclosure of Remediation Work* filed on November 13, 2015. (Transaction ID 58162999) Having conferred with one another to insure uniformity of their decision, as contemplated by Rule 26.07(a) of the West Virginia Trial Court Rules, the Presiding Judges unanimously ORDER that Special Master Pray is permitted to disclose the following limited facts regarding his role in the remediation of the University Commons Riverside Condominium Complex "UCR Complex remediation project" solely for the purpose of his future professional development.

1. That the Court appointed Mr. Pray to act as Special Master responsible for leading the UCR Complex remediation project.
2. That Mr. Pray participated in developing a proposed remediation plan, solicited bids from five qualified contractors, and ultimately implemented and oversaw the UCR Complex remediation project.
3. That Pray Construction Company, under Mr. Pray's direction, completed repairs to 84 separately-owned condominium units housed in seven separate buildings. The units were owned by multiple persons and leased to at a minimum 4 tenants each. Unit owners and tenants were kept apprised of the progress of the construction via a Court-approved website.
4. That the repairs were completed substantially under budget.

5. That the repairs were completed one month early, and received final approval from the City Building Inspector, State Fire Marshal, and the Architect of Record for the project.

6. That the UCR Complex remediation project was approved by the Court with recognition that, “As a result of Special Master Pray’s leadership, and the work of the construction team, the remediation project was substantially complete more than one month ahead of schedule, and substantially under budget.”

Bailey & Glasser LLP shall provide a copy of this order to all Plaintiffs who have not been dismissed.

It is so **ORDERED**.

**Enter:** November 19, 2015.

/s/ Derek C. Swope  
Lead Presiding Judge  
University Commons Litigation