

ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

IN RE: MOTION TO REFER TO THE MASS LITIGATION PANEL THE PROCEEDING STYLED UNIVERSITY COMMONS RIVERSIDE HOME OWNERS ASSOCIATION, INC., ON ITS OWN BEHALF AND ON BEHALF OF ITS MEMBERS AND INDIVIDUAL UNIT OWNERS VS. UNIVERSITY COMMONS MORGANTOWN, LLC, ET AL., MONONGALIA COUNTY CASE NO. 09-C-85

Pursuant to the directive set forth in *University Commons Riverside Home Owners Ass'n, Inc. v. University Commons Morgantown*, No. 11-1577, 2013 WL 1285977 (W.Va. March 28, 2013) and pursuant to Rule 26.06 of the West Virginia Trial Court Rules, the Chief Justice has received a copy of the "Motion to Refer to the Mass Litigation Panel" filed by the Honorable Susan B. Tucker, Chief Judge of the Seventeenth Judicial Circuit, in Monongalia County Case No. 09-C-85, referenced above.

Upon review of the Motion to Refer, the Chief Justice has determined that this Motion should be granted.

THEREFORE, IT IS ORDERED, that the Motion to Refer is granted.

IT IS FURTHER ORDERED, that the Mass Litigation Panel is authorized to transfer and join with the existing Mass Litigation any similar or related actions pending or subsequently filed.

IT IS FURTHER ORDERED, that a copy of this ORDER be transmitted to the Mass Litigation Panel, the Mass Litigation Manager, the Administrative Director of the Courts, and the Clerk of the Circuit Court of Monongalia County, who is to provide copies of the same to all parties of record or their counsel.

IT IS FURTHER ORDERED, that the Clerk of the Circuit Court of Monongalia County need take no action to remove or otherwise transfer this matter until direction is received in writing from a member of the Mass Litigation Panel, and/or the Chief Justice of the Supreme Court of Appeals.

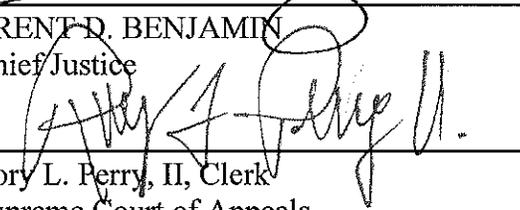
IT IS FURTHER ORDERED, that all proceedings be conducted as provided by law.

ENTERED: MAY 3, 2013



BRENT D. BENJAMIN
Chief Justice

Attest:



Rory L. Perry, II, Clerk
Supreme Court of Appeals