



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: WATER CONTAMINATION LITIGATION

CIVIL ACTION 16-C-6000

THIS DOCUMENT APPLIES TO ALL CASES

AGREED ORDER TO STAY PROCEEDINGS FOR 90 DAYS

Before the Court is a joint motion to stay filed by Plaintiffs and Defendants, by liaison counsel. The Parties move for this Court to enter an order staying these proceedings for 90 days based upon a tentative-class settlement that has been reached in the case of *Crystal Good, et al. v. American Waterworks Company, et al*, Civil Action No. 2:14-01374, now pending in the United States District Court for the Southern District of West Virginia. The proposed settlement includes claims against both the West Virginia American Water Company (along with American Waterworks and American Water Service Company) and Eastman Chemical. The proposed settlement includes all claims against both the West Virginia-American Water Company (along with American Water Works Company, Inc., and American Water Works Service Company, Inc.) and Eastman Chemical. The proposed class settlement is intended to include all persons and businesses affected by the January 9, 2014 water contamination of the Elk River and the water system, including, but not limited to the plaintiffs in all pending cases in both State and Federal Court and any persons or businesses which previously opted out of the *Crystal Good* action. The parties are currently drafting the settlement agreement and plan to present it and a motion for preliminary approval of the class settlement within the next thirty days. The Plaintiffs and Defendants seek a stay of proceedings in this Court to permit the parties to concentrate their efforts on effectuating the settlement in *Good*.

The Court hereby FINDS that the motion is well-taken and hereby ORDERS that these proceedings be STAYED for 90 days from the date of entry of this ORDER.

ENTERED: November 3, 2016.

/s/ Alan D. Moats
Lead Presiding Judge
Water Contamination Litigation

AGREED to by:

s/ Anthony J. Majestro
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