



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: YEAGER AIRPORT LITIGATION

Civil Action No. 16-C-7000

THIS DOCUMENT APPLIES TO:

CENTRAL WEST VIRGINIA REGIONAL
AIRPORT AUTHORITY, INC.,
a West Virginia corporation,

Plaintiff,

v.

CIVIL ACTION NO. 15-C-1022 KAN

TRIAD ENGINEERING, INC.,
a West Virginia corporation, et al.

Defendants.

AMENDED PARTIAL DISMISSAL ORDER

This day came the Plaintiff, Central West Virginia Regional Airport Authority, by its counsel, and Defendant Cast & Baker Corporation by its counsel and represented to the Court that all matters in controversy between the Plaintiff Central West Virginia Regional Airport Authority, Inc. and Defendant Cast & Baker have been fully settled and compromised. Counsel for the parties jointly moved that all claims against Cast & Baker be dismissed with prejudice.

It appears to the Court that all claims, cross-claims, matters and issues between and among the Plaintiff and Defendant Cast & Baker have been settled, compromised and agreed. The Court notes that all cross-claims between Defendants in these actions have been settled and compromised. It is, accordingly, ORDERED that this action be, and the same is DISMISSED, with prejudice against Cast & Baker. The only claims in this matter that remain pending are the claims of Triad Engineering against Travelers. Those claims are unaffected by this Order.

This Order supersedes the *Final Dismissal Order* (Transaction ID 63158739) entered on April 11, 2019.

It is so ORDERED.

ENTER: April 15, 2019.

/s/ Derek C. Swope
Lead Presiding Judge
Yeager Airport Litigation

APPROVED FOR ENTRY:

/s/ Michael P. Markins

Michael P. Markins (WVSB#8825)
Jennifer A. Lynch (WVSB#12140)
Cipriani & Werner, PC
500 Lee Street, East, Suite 900
Charleston, WV 25301
Telephone: 304-341-0500
Facsimile: 304-341-0507
Counsel for Cast & Baker Corporation

/s/ Timothy C. Bailey

Timothy C. Bailey (WVSB#5239)
Bailey, Javins & Carter, LC
213 Hale Street
P.O. Box 3712
Charleston, WV 25337
Telephone: 304-345-0346
Facsimile: 304-345-0375

Anthony J. Majestro (WVSB#5165)
J.C. Powell (WVSB#2957)
Powell & Majestro, PLLC
405 Capitol street, Suite P1200
Charleston, WV 25301
Telephone: 304-346-2899
Facsimile: 304-346-2895

Scott S. Segal (WVSB#4717)
Jason P. Foster (WVSB#10593)
The Segal Law Firm
810 Kanawha Boulevard, East
Charleston, WV 25301
Telephone: 304-344-9100
Facsimile: 304-344-9105
Counsel for Plaintiff