



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

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

Defendants.

**DEFENDANTS' JOINT MOTION TO EXTEND THE DEADLINE TO OBJECT TO
PLAINTIFF'S PROPOSED ORDER REGARDING "DEFENDANTS' JOINT MOTION FOR
DETERMINATION ON THE MEASURE OF PLAINTIFF'S RECOVERABLE
DAMAGES"**

NOW COMES the Defendants, Nicolon Corporation d/b/a TenCate Geosynthetics North America, Inc. (TenCate), joined by co-defendants, Cast & Baker Corporation, Michael Baker International, Inc., Novel Geo-Environmental, LLC, and Johnston-Morehouse-Dickey Company d/b/a JMD, by and through their respective counsel, move this Court to enter an Order extending the deadline for Defendants to raise any objections to Plaintiff's "Proposed Order Denying Certain Defendants' Joint Motion For Determination Of The Measure Of Plaintiff's Recoverable Damages And Cast & Baker Corporation's Joinder To Tencate Geosynthetics North America, Inc.'s Joint Motion For Determination On The Measure Of Plaintiff's Recoverable Damages." In support of this motion, Defendants state as follows.

Granted Judge Swope, Derek C Jan 18, 2019

1. On December 11, 2018, this Court ordered Plaintiff to submit a proposed order regarding Defendants’ “Joint Motion for Determination on the Measure of Plaintiff’s Recoverable Damages (Transaction ID 62756937)
2. On January 11, 2019, Plaintiff filed its “Proposed Order Denying Certain Defendants’ Joint Motion For Determination Of The Measure Of Plaintiff’s Recoverable Damages And Cast & Baker Corporation’s Joinder To Tencate Geosynthetics North America, Inc.’s Joint Motion For Determination On The Measure Of Plaintiff’s Recoverable Damages.” (Transaction Id. 62854898).
3. Due to the numerous impending pre-trial deadlines, Plaintiff agreed to extend the deadline for Defendants’ objections to its Proposed Order from January 18, 2019 to January 31, 2019.
4. A proposed Order granting this motion is attached.

WHEREFORE, Defendants move this Court to enter an Order extending the deadline for Defendants to raise any objections to Plaintiff’s proposed order regarding Defendants’ “Joint Motion For Determination On The Measure Of Plaintiff’s Recoverable Damages” to January 31, 2019.

RESPECTFULLY SUBMITTED JOINTLY BY

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Granted Judge Swope, Derek C Jan 18, 2019

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CERTIFICATE OF SERVICE

I hereby certify that I served Defendants' Joint Motion To Extend The Deadline To Object To Plaintiff's Proposed Order Regarding "Defendants' Joint Motion For Determination On The Measure Of Plaintiff's Recoverable Damages" on the 18th day of January 2019, through File & Serve Xpress pursuant to the "Electronic Filing and Service Case Management Order" entered by the Court on February 1, 2017.

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