



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: YEAGER AIRPORT LITIGATION

CIVIL ACTION NO. 16-C-7000

THIS DOCUMENT APPLIES TO:

REGINA ADKINS
Individually and as the parent
and future guardian of Joshua Adkins;
JOSHUA ADKINS; and
MORGAN ADKINS,

Plaintiffs,

v.

Civil Action No. 17-C-75 KAN

CENTRAL WEST VIRGINIA REGIONAL
AIRPORT AUTHORITY, et al.,

Defendants.

ORDER GRANTING MOTION TO JOIN IN EXISTING MASS LITIGATION

The Court has reviewed and considered Plaintiffs' *Motion to Refer Actions to the Mass Litigation Panel*, filed on February 6, 2017, seeking to include the above-referenced civil action in the Yeager Airport Litigation pursuant to West Virginia Trial Court Rule 26.09, and has considered the issues presented in the Yeager Airport Litigation. The Court has also reviewed the December 16, 2016, Administrative Order of the Supreme Court of Appeals of West Virginia authorizing the Mass Litigation Panel to transfer and join with the existing Mass Litigation any subsequently filed actions arising from the March 12, 2015, failure of the mechanically stabilized earth retention structure at the end of Runway 5 at the Central West Virginia Regional Airport Authority's Yeager Airport in Charleston, West Virginia.

There being no objection to the motion, with the advice and consent of the Panel, the motion is GRANTED. The Court ORDERS the above-captioned civil action joined with *In re: Yeager Airport Litigation*, Civil Action No. 16-C-7000 pending in the Circuit Court of Kanawha

County, West Virginia. The paper court files for the above-captioned civil action shall remain in the circuit court where the civil action originated until further order of the Panel.

The above-captioned civil action is designated for electronic filing and service, effective, **February 27, 2017**, as provided in West Virginia Trial Court Rule 15.01, *et seq.* To facilitate electronic filing and service each civil action number will include the three-letter county identifier of the county where the civil action originated. Thus, the civil action number of *Regina Adkins, et al. v. Central West Virginia Regional Airport Authority, et al.*, will now read Civil Action No. 17-C-75 KAN.

The Clerk of the Circuit Court of Kanawha County, West Virginia, is ORDERED to send a certified copy of this Order to The Honorable Charles E. King and all parties in the above-referenced civil action. The Chair of the Mass Litigation Panel and all parties to *In re: Yeager Airport Litigation*, Civil Action No. 16-C-7000, shall be served with this Order electronically.

It is so ORDERED.

ENTER: February 22, 2017.

/s/ John A. Hutchison
Lead Presiding Judge
Yeager Airport Litigation