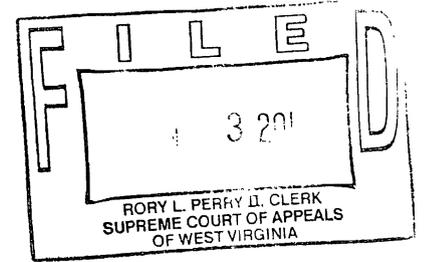


BEFORE THE SUPREME COURT OF APPEALS OF WEST VIRGINIA

NO. 13-0957

DON MASON and
BRENDA MASON

Defendants and Cross Claimants Below,
Petitioners,



v.

RAYMOND RICHARD SMITH, A. MARIA CATALANO,
JEREMY D. CASTO, AND JERAD D. CASTO

Plaintiffs Below;

MARIA CATALANO, ROBERT M. FLETCHER, THE POCA
VALLEY BANK, INC., SUNRISE ATLANTIC, LLC, AND
HARPAGON MO, LLC

Defendants Below, Respondents

RESPONDENT THE POCA VALLEY BANK'S
RESPONSE TO PETITIONERS' BRIEF

Michael T. Chaney, Esquire
West Virginia State Bar No. 697
Kay Casto & Chaney PLLC
P. O. Box 2031
Charleston, West Virginia 25327
(304) 345-8900
mchaney@kaycasto.com
Counsel for Defendant and
Respondent The Poca Valley Bank

Now comes Respondent The Poca Valley Bank, by counsel, and responds to Petitioners' Brief filed herein by stating that this Respondent joins in the Reply Brief of Respondents Maria Catalano, Jeremy D. Casto, and Jerad D. Casto filed by their counsel Stephen L. Thompson, Esquire, and likewise respectfully requests that this Honorable Court deny the relief prayed for by the Petitioners and affirm the ruling of the Circuit Court of Kanawha County.



Michael T. Chaney, Esquire
West Virginia State Bar No. 697
Kay Casto & Chaney PLLC
P. O. Box 2031
Charleston, West Virginia 25327
(304) 345-8900
mchaney@kaycasto.com
Counsel for Defendant and
Respondent The Poca Valley Bank

BEFORE THE SUPREME COURT OF APPEALS OF WEST VIRGINIA

NO. 13-0957

DON MASON and
BRENDA MASON

Defendants and Cross Claimants Below,
Petitioners,

v.

RAYMOND RICHARD SMITH, A. MARIA CATALANO,
JEREMY D. CASTO, AND JERAD D. CASTO

Plaintiffs Below;

MARIA CATALANO, ROBERT M. FLETCHER, THE POCA
VALLEY BANK, INC., SUNRISE ATLANTIC, LLC, AND
HARPAGON MO, LLC

Defendants Below, Respondents

CERTIFICATE OF SERVICE

I, Michael T. Chaney, counsel for The Poca Valley Bank, do hereby certify that true and exact copies of the foregoing Respondent The Poca Valley Bank's Response to Petitioners' Brief were served on the 3rd day of January, 2014, upon:

John Kennedy Bailey, Esquire
John Kennedy Bailey, PLLC
P. O. Box 2505
Charleston, WV 25329

Charles M. Love IV, Esquire
The Masters Law Firm, LC
181 Summers Street
Charleston, WV 25301

Timothy J. LaFon, Esquire
Ciccarello, DelGuidice & LaFon
1219 Virginia Street, East
Suite 100
Charleston, WV 25301

Stephen L. Thompson, Esquire
Barth & Thompson
P. O. Box 129
Charleston, WV 25321

Sprague W. Hazard, Esquire
The Bell Law Firm, PLLC
30 Capitol Street
Charleston, WV 25301



Michael T. Chaney, Esquire
West Virginia State Bar No. 697
Kay Casto & Chaney PLLC
P. O. Box 2031
Charleston, West Virginia 25327
(304) 345-8900
mchaney@kaycasto.com
Counsel for Defendant and
Respondent The Poca Valley Bank