

35543

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

DIANNA MAE SAVILLA, Administratrix of the
Estate of LINDA SUE GOOD KANNAIRD,
Decease,

Plaintiff,

v.

Civil Action No. 00-C-974
(Consolidated)

SPEEDWAY SUPERAMERICA, LLC, d/b/a
RICH OIL COMPANY, a Delaware corporation,
CITY OF CHARLESTON, a municipality,
CHARLESTON FIRE DEPARTMENT, BRUCE
GENTRY and ROB WARNER,

Defendants.

FILED
2009 OCT 29 PM 3:33
CATHY S. GARDNER
KAWAHA COUNTY
CIRCUIT COURT

FINAL ORDER

On September 14, 2009, the Court, of its own initiative, entered what it intended to be a dispositive order. Subsequently, it was brought to the Court's attention that the Order of September 14, 2009, may be in conflict with a prior order entered on August 27, 2008. Therefore, to the extent that any portion of any prior Order is in conflict with the Order of September 14, 2009, that portion of any such order is vacated and set aside. To the extent that any portion of any such prior Order is not in conflict with the Order of September 14, 2009, that portion of said Order or Orders remain in full force and effect.

The Court previously Ordered that the Ranson Firm should hold certain monies from the settlement in this case in escrow and to pay the Workman Firm \$76,500.00 in fees and \$18,192.69 in expenses, or a total of \$94,692.69. The Court now ORDERS that the Ranson Firm pay said funds to the Workman Firm not later than October 30, 2009. If the Ranson Firm chooses to appeal this ruling, it must post a cash bond with the Clerk of this Court in the amount of \$94, 692.69.

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This is a final Order. The objections and exceptions of any party aggrieved by this Order are noted and preserved. This case is dismissed from the docket of this Court.

The Clerk of this Court shall provide certified copies of this Order to all counsel of record.

ENTER: Paul Zakaib, Jr.
PAUL ZAKAIB, JR., JUDGE

DATE: Oct 29, 2009

STATE OF WEST VIRGINIA
COUNTY OF KANAWHA, SS
CATHY S. GATSON, CLERK OF CIRCUIT COURT OF SAID COUNTY
IN SAID STATE, DO HEREBY CERTIFY THAT THE FOREGOING
IS A TRUE COPY FROM THE RECORDS OF SAID COURT
GIVEN UNDER MY HAND AND SEAL OF SAID COURT THIS 9th
Cathy S. Gatson
CLERK
CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

Date: 10/30/09
Certified copies sent to:
 counsel of record
 parties
 other
By: M. Ranson
M. E. ReBrook
M. Workman
 certified mail
 fax
 hand delivery
 interdepartmental
Other directives accomplished:
Charley
Deputy Circuit Clerk

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