

11-0248

IN THE CIRCUIT COURT OF JEFFERSON COUNTY, WEST VIRGINIA

SHENANDOAH SALES & SERVICES, INC.,

Plaintiff,

v.

Civil Action No. 10-AA-1

ASSESSOR OF JEFFERSON COUNTY,  
WEST VIRGINIA,

Defendant.

RECEIVED  
SEP 14 2010  
JEFFERSON COUNTY  
CIRCUIT COURT  
JC

ORDER

This matter came before the Court on this the 14<sup>th</sup> day of September, 2010.

The Court finds that an attorney has not entered an appearance on behalf of Plaintiff Shenandoah Sales & Services, Inc. ("Shenandoah Sales"), and therefore this matter is hereby **DISMISSED**.

A petition for appeal from a real estate assessment was filed with this Court on or about March 18, 2010. A letter was sent by this Court to Mr. David Tabb, Vice President Shenandoah Sales on or about April 9, 2010, affirming the Court's prior ruling, in Jefferson County Civil Action Number 09-AA-3, that a licensed West Virginia attorney must represent a corporation and that no pleadings would be accepted from Shenandoah Sales acting "pro se."

Mr. Tabb filed a Writ of Mandamus and/or Writ of Prohibition with the West Virginia Supreme Court of Appeals ("WVSCA") on or about May 19, 2010, which was refused on June 11, 2010. Mr. Tabb responded with a letter to Rory Perry, Clerk of the WVSCA, stating that he "intend[ed] to formally make a motion in writing for a rehearing/reconsideration for several reasons and upon several legal grounds." Mr. Tabb then filed a Petition for Rehearing and Consolidation with the WVSCA on or about July 1, 2010.

There has been no activity in this matter since that time, and an attorney has not entered an appearance on behalf of Shenandoah Services.

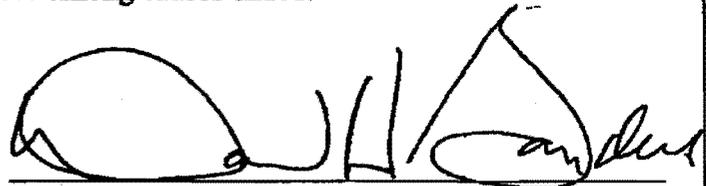
WHEREFORE, it is hereby ORDERED that this case be DISMISSED.

The Court notes any objections of the parties for the record.

The Clerk is directed to enter this Order and transmit copies of this Order to all *pro se* parties and counsel of record.

This matter shall be closed and placed among causes ended.

Entered: 9/14/10

  
David H. Sanders, Judge of the 23rd Judicial Circuit

9 cc's

- Shen. Sales + Succ.  
C/O D. Taha

- Pres. Attorney
- L. Widmeyer
- P. Noland
- D. Manual
- J. Sunkamp
- J. Bauso
- R. Williams
- Jeff. Co. Comm

9-15-10 *AS*

A TRUE COPY  
ATTEST:

LAURA E RATTENNI  
CLERK CIRCUIT COURT  
JEFFERSON COUNTY WVA

BY B. Chase  
DEPUTY CLERK