



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE OPIOID LITIGATION

Civil Action No. 19-C-9000

**ORDER CONTINUING SEPTEMBER 26, 2022, TRIAL OF THE
STATE OF WEST VIRGINIA'S CASES AGAINST PHARMACIES**

In the interests of judicial economy and because of the State of West Virginia's recent filing of a similar civil action against The Kroger Co., et al., Civil Action No. 22-C-111, in the Circuit Court of Putnam County, West Virginia, the Panel **ORDERS** the September 26, 2022, trial of the State of West Virginia's case against Walgreens Boots Alliance, Inc., et al., Civil Action No. 20-C-82 PNM continued.

On September 14, 2022, the Panel transferred *State of West Virginia ex rel. Patrick Morrissey v. The Kroger Co., et al.*, Civil Action No. 22-C-111 PNM and joined it with *In Re: Opioid Litigation*, Civil Action No. 19-C-9000, and made the case subject to electronic filing and service with the Mass Litigation Panel via File & ServeXpress effective September 28, 2022 (Transaction ID 6812889). The Panel hereby **ORDERS** a Phase I Liability Trial of the State of West Virginia's cases against Walgreens Boots Alliance, Inc., et al., Civil Action No. 20-C-82 PNM, and The Kroger Co., et al., Civil Action No. 22-C-111 PNM shall be conducted on **June 5, 2023**. The Panel directs Discovery Commissioner Christopher Wilkes to meet with the parties and to prepare a Case Management Order for the Phase I trial for submission **no later than October 14, 2022**.

The Clerk of the Circuit Court of Kanawha County, West Virginia, is **ORDERED** to send a certified copy of this Order to the Clerk of the Circuit Court of Putnam County, West Virginia, for service on The Honorable Phillip M. Stowers and all parties in *State of West Virginia ex rel. Patrick Morrissey v. The Kroger Co., et al.*, Civil Action No. 22-C-111 PNM. All counsel of record

in the Opioid Litigation shall this day be served with this Order electronically via File & Serve*Xpress*.

It is so **ORDERED**.

ENTERED: September 19, 2022.

/s/ Alan D. Moats
Lead Presiding Judge
Opioid Litigation

/s/ Derek C. Swope
Presiding Judge
Opioid Litigation