



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: FELA ASBESTOS CASES

CIVIL ACTION NO. 02-C-9500

THIS DOCUMENT APPLIES TO:

IN THE CIRCUIT COURT OF WAYNE COUNTY, WEST VIRGINIA

BRENDA JOHNSON, AS ADMINISTRATRIX
OF THE ESTATE OF CHARLES JOHNSON,
DECEASED,

Plaintiff,

v.

CC-50-2021-C-64
Judge James H. Young, Jr.

NORFOLK SOUTHERN RAILWAY COMPANY,

Defendant.

**ORDER TRANSFERRING FELA ASBESTOS CASE AND
DESIGNATING CASE FOR ELECTRONIC FILING AND SERVICE**

Pursuant to West Virginia Trial Court Rule 26.08(b), “With the advice and consent of the Panel, the Presiding Judge is authorized to consolidate and/or transfer Mass Litigation or proceedings therein from one circuit to one or more other circuits to facilitate the Panel’s case management and trial methodologies and to order the transfer of court files to the appropriate circuit.”

By Administrative Order entered on April 29, 2009, the Supreme Court of Appeals of West Virginia referred “. . . all pending and subsequently filed cases in West Virginia asserting claims under FELA for personal injury and damages caused, in whole or in part, from exposure to asbestos and asbestos-containing materials” to the Mass Litigation Panel and transferred such cases to the Circuit Court of Kanawha County, West Virginia, for coordinated or consolidated resolution in *In Re: FELA Asbestos Cases*, Kanawha County Civil Action No. 02-C-9500.

Because the above-captioned case asserts a claim under FELA for personal injuries and damages caused, in whole or part, from exposure to asbestos and asbestos-containing materials,

with the advice and consent of the Panel, the case is **ORDERED** transferred from the Circuit Court of Wayne County, West Virginia, to the Circuit Court of Kanawha County, West Virginia, for coordinated or consolidated resolution in *In Re: FELA Asbestos Cases*, Kanawha County Civil Action No. 02-C-9500. The paper court files for the above-captioned case shall remain in the Circuit Court of Wayne County, West Virginia, where the case originated until further order of the Panel.

The above-captioned case is designated for electronic filing and service, as provided in West Virginia Trial Court Rule 15.01, *et seq.*, **effective September 29, 2021**. To facilitate electronic filing and service the civil action number for the above-captioned case must include the three-letter county identifier of the county where the case originated and FELA. For purposes of electronic filing and service, the Civil Action Number of the above-captioned case shall hereinafter be “Civil Action No. 21-C-64 WNE FELA”.

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 Wayne County, West Virginia for service on the affected judge and all parties in the above-captioned case. All counsel of record in the FELA Asbestos Litigation shall this day be served with this Order electronically.

It is so **ORDERED**.

ENTERED: September 22, 2021

/s/ Jay M. Hoke
Presiding Judge
FELA Asbestos Cases