



IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA

IN RE: FLOOD LITIGATION

MC FLOOD 7/8/2001

THIS DOCUMENT APPLIES TO ALL CASES

**ORDER REGARDING THE LOCATION
OF FLOOD LITIGATION COURT DOCUMENTS**

WHEREAS by Administrative Order entered on May 16, 2002, the Supreme Court of Appeals of West Virginia referred to the Mass Litigation Panel ("Panel") those civil actions (pending and yet to be filed) in Boone, Fayette, Kanawha, McDowell, Mercer, Raleigh, and Wyoming counties arising from July 8, 2001 flooding in the southern portion of West Virginia ("Flood Litigation").

WHEREAS by Order entered on June 13, 2002, the Flood Litigation was transferred to the Circuit Court of Raleigh County for handling and administration by the Panel.

WHEREAS by Order entered on June 20, 2009, the Panel ordered that all flood damage cases in the watersheds pending in the Circuit Court of Raleigh County that arose from the July 8, 2001, flood be subject to electronic filing and service beginning on July 20, 2009, as provided in Trial Court Rule 15.01 *et seq.*

WHEREFORE filings pertaining to the above-captioned matter are not centrally located. Court documents regarding individual civil actions filed prior to referral to and consolidation before the Panel may be found in the Office of the Circuit Clerk in the county where the civil action originated. Court documents regarding the Flood Litigation filed between June 14, 2002, and July 19, 2009 are located in the Office of the Circuit Clerk of Raleigh County. Court documents filed on or after July 20, 2009, through the conclusion of the litigation are located on the Raleigh County electronic register of actions maintained as part of the Court's

e-filing and service system. See Trial Court Rules 15.05(c) and (d). A public access terminal is available in the Office of the Circuit Clerk of Raleigh County to view and search the Court's electronic register of actions for the Flood Litigation. Additionally, if a party is a registered user of File & Serve*Xpress*¹ they can view and search the Court's electronic register of actions for the Flood Litigation.

The Circuit Clerk of Raleigh County is **ORDERED** to: (1) file a copy of this e-filed and served Order in the master case file located in the Office of the Circuit Clerk of Raleigh County; and (2) send a copy of this order to the Clerks of the Circuit Courts of Boone, Fayette, Kanawha, McDowell, Mercer and Wyoming Counties for filing in the appropriate court files.

ENTERED this 10th day of July, 2013.

/s/ John A. Hutchison
Lead Presiding Judge
Flood Litigation

¹ On November 14, 2012, LexisNexis File & Serve and Texas-based CaseFileXpress were acquired by a newly formed company, File & Serve*Xpress*. The Court is advised that this transfer of ownership has no impact on your File & Serve account, and your log on to File & Serve remains the same.