



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: WATER CONTAMINATION LITIGATION CIVIL ACTION NO. 16-C-6000

THIS DOCUMENT APPLIES TO:

REX A. ADKINS, SHARRON ANN ADKINS, Civil Action No. 16-C-1423

JOSHUA L. CAREY, HOLLY CAREY, Civil Action No. 16-C-1425

TOWNE 'N COUNTRY LANES
CORPORATION, a West Virginia Corporation Civil Action No. 16-C-1426

FUJI LLC, d/b/a Fuji's Sushi & Teriyaki
and Fuji Reef Shop & Salt Water Pet Shop,
a West Virginia, LLC, Civil Action No. 16-C-1424

Plaintiffs,

v.

WEST VIRGINIA AMERICAN WATER COMPANY, et al.

Defendants.

ORDER GRANTING MOTION TO JOIN IN EXISTING MASS LITIGATION

The Court has reviewed and considered the Plaintiffs' September 16, 2016, *Motion to Join Existing Water Contamination Litigation and Motion to Consolidate Cases* and the January 28, 2016, Supreme Court Administrative Order authorizing the Mass Litigation Panel to transfer and join with the existing Mass Litigation any similar or related actions subsequently filed in any circuit court of West Virginia. The Court has also considered the issues presented in the Water Contamination Litigation. There being no objection to the motion, with the advice and consent of the Panel, the motion is GRANTED IN PART and DENIED IN PART. The Panel GRANTS the motion to join in existing Mass Litigation and ORDERS the above-captioned civil actions joined with *In re: Water Contamination Litigation*, Civil Action No. 16-C-6000 pending in the Circuit Court of Kanawha County, West Virginia. The Panel DENIES the motion to consolidate the cases under Civil Action No. 16-C-1423.

Pursuant to the Court's *Agreed Order to Stay Proceedings for 90 Days* (Transaction ID 59785673) the above-captioned civil actions are STAYED for 90 days from November 3, 2016, to permit the parties to concentrate their efforts on effectuating the tentative class settlement reached in the case of *Crystal Good, et al. v. American Waterworks Company, et al*, Civil Action No. 2:14-01374, now pending in the United States District Court for the Southern District of West Virginia. The Panel notes and preserves the objections of any party aggrieved by this Order.

The paper court files for the above-captioned civil actions shall remain in the circuit court where the civil actions originated until further order of the Panel.

The above-captioned civil actions are designated for electronic filing and service, effective, **December 5, 2016**, as provided in West Virginia Trial Court Rule 15.01, *et seq.* To facilitate electronic filing and service each civil action number will include the three-letter county identifier of the county where the civil action originated. For example, the civil action number of *Rex A. Adkins, et al. v. West Virginia American Water Company, et al.*, will now read Civil Action No. 16-C-1423 KAN.

The Clerk of the Kanawha County Circuit Court is ORDERED to send a certified copy of this Order to all affected judges and all parties in the above-referenced civil actions. The Chair of the Mass Litigation Panel and all parties to *In re: Water Contamination Litigation*, Civil Action No. 16-C-6000, shall be served with this Order electronically.

It is so ORDERED.

ENTER: November 30, 2016.

/s/ Alan D. Moats
Lead Presiding Judge
Water Contamination Litigation