



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: UNIVERSITY COMMONS LITIGATION

Civil Action No. 13-C-7000

THIS DOCUMENT APPLIES TO ALL CASES

ORDER

On February 13, 2014, Plaintiff Andrew C. Smith requested a copy of Daniel Selby's "calculation of loss" report, and Plaintiffs' August 26, 2013, disclosure of systemic damages to prepare for the June 2, 2014, hearing regarding the proposed plan for remediation of the University Commons Riverside Condominium Complex (UCR Complex). (Transaction ID 54998891)

On February 20, 2014, Plaintiff Andrew C. Smith requested that he be allowed to review all invoices that support calculation of any expenses paid by the UCR Complex Homeowners Association (HOA) to HOA officers for assisting Plaintiffs' counsel in prosecuting this litigation, which expenses the Court has ordered to be reimbursed to the HOA from the settlement funds. (Transaction ID 55027107) See also page 4 of the Court's *Order Memorializing the Court's Rulings During the January 15, 2014 Settlement Hearing* (TID 54948031).

Having reviewed Mr. Smith's requests, the Court hereby ORDERS Bailey & Glasser, LLP to provide a copy of Daniel Selby's "calculation of loss" report, and Plaintiffs' August 26, 2013, disclosure of systemic damages to Andrew C. Smith within ten (10) days of entry of this Order.

The Court further ORDERS Bailey & Glasser LLP to e-serve only private on the Presiding Judges and the Mass Litigation Manager a copy of any invoices used to calculate expenses paid by the HOA to HOA officers for assisting Plaintiffs' counsel in prosecuting this litigation within ten (10) days of entry of this Order.

Bailey & Glasser, LLP shall provide a copy of this order to all Plaintiffs.

It is so **ORDERED**.

ENTER: February 27, 2014

/s/ Derek C. Swope
Lead Presiding Judge
University Commons Litigation