



IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA
IN RE: FLOAT-SINK LITIGATION CIVIL ACTION NO. 11-C-5000000

THIS DOCUMENT APPLIES TO ALL CASES

SECOND ORDER ASSIGNING JUDGES TO FLOAT-SINK LITIGATION

On January 24, 2011, the Panel Chair, with the advice and consent of the Mass Litigation Panel, assigned The Honorable Derek C. Swope and The Honorable Thomas C. Evans, III to assist Lead Presiding Judge John A. Hutchison as Presiding Judges in the Float-Sink Litigation or proceedings therein.

On August 29, 2011, Chief Justice Margaret Workman appointed Judge Swope to preside in the class action lawsuit of *Bibb et al. v. Monsanto*, Civil Action No. 04-C-465, pending in the Circuit Court of Putnam County, West Virginia. One of Judge Swope's responsibilities will be to preside in the trial of *Bibb et al. v. Monsanto*, which is expected to take several months.

In light of Judge Swope's additional responsibilities, the Honorable Alan D. Moats will replace Judge Swope as one of the Presiding Judges assigned to assist The Honorable John A. Hutchison in the Float-Sink Litigation or proceedings therein. All other assignments set forth in the Panel's January 24, 2011, Order are unchanged.

It is so ORDERED.

ENTER: September 6, 2011

/s/ Alan D. Moats
Chair, Mass Litigation Panel