



IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA

IN RE: FLOOD LITIGATION

MC FLOOD 7/8/2001
(Formerly, Civil Action No. 02-C-797)

THIS DOCUMENT APPLIES TO ALL CASES

ELECTRONIC FILING AND SERVICE CASE MANAGEMENT ORDER

By order of the Mass Litigation Panel ("Panel") entered on June 29, 2009, all flood damage cases in all watersheds pending in the Circuit Court of Raleigh County that arise from the July 8, 2001 flood ("the Flood Litigation") are subject to electronic filing and service ("e-filing and service") *effective, July 20, 2009*. Because there are several multi-plaintiff cases filed in various circuit courts with the Civil Action Number 02-C-797 and this could cause confusion when e-filing and serving using LexisNexis File & Serve, the Flood Litigation Master Case will now be styled: *In Re: Flood Litigation, MC FLOOD 7/8/2001*, as set forth above.

Consistent with the requirements of West Virginia Trial Court Rule 15.01 *et seq.*, the Court has determined that certain procedures must be followed to facilitate uniformity of case captions, case numbering and designation, and to maintain case and party information when e-filing and serving documents in any cases in the Flood Litigation. Pursuant to Trial Court Rule 15.08, the Court hereby **ORDERS** the following procedures to be followed by all counsel when e-filing and serving documents in the Flood Litigation using LexisNexis® File & Serve.

Registration and training for LexisNexis File & Serve. Registration and training for e-filing and service is ***mandatory***. Even if a party has registered with LexisNexis and received training for e-filing and service in other Mass Litigation cases, there is specific training for e-filing and service in the Flood Litigation all parties must receive. To register with LexisNexis and to make arrangements for training, contact the **LexisNexis Customer Service Department** at 1-888-529-7587 or <http://www.lexisnexis.com/fstraining/>. Counsel are responsible for

regularly checking the LexisNexis Resource Center for updates to West Virginia Attorney Special Instructions, Frequently Asked Questions, File & Serve Newsletters and any other resources periodically posted by LexisNexis to assist parties with appropriate procedures and best practices for successful e-filing and service.

Addition of New Parties – Responsibilities. To properly function, the e-filing and service system requires certain case information to be loaded and parties to be registered users in order to receive service, access the register of actions, and use the system to file and serve documents. The filing party is responsible for updating LexisNexis File & Serve with case and party information as outlined in the procedures below and, if applicable, for notifying national counsel of its responsibility to register with LexisNexis File & Serve.

Within **five (5) business days** of serving an amended complaint, a third-party complaint or a motion or pleading seeking to add a new party to a case, the moving party shall add the new party's information to the LexisNexis File & Serve system using the Case & Party Management feature. A new party shall not be served with an amended complaint or a third-party complaint using e-filing and service, but shall be served pursuant to Rule 5 of the Rules of Civil Procedure. See Trial Court Rule 15.02(b). If a party sought to be added to a case by motion or pleading does not have a user registered with LexisNexis, the moving party shall serve the party sought to be added with the motion or pleading pursuant to Rule 5 of the Rules of Civil Procedure.

Responsibility to update case and party information. Within **five (5) business days** of a case or party being dismissed, a withdrawal or substitution of counsel, or any other event that changes case information, the moving party shall update the LexisNexis File & Serve system with the information necessary to effect the change in case or party status using the Case & Party Management feature. The moving party must provide LexisNexis with verification of the change

in case or party information, either by providing LexisNexis with the Transaction ID Number of the order or other document that verifies the change, or by uploading a copy of the order or document that verifies the change.

Flood Litigation Data. The Flood Litigation data utilized by the Court and LexisNexis for purposes of e-filing and service is a compilation of information provided by plaintiffs and defendants in response to the Panel's October 29, 2008 Order requiring counsel to file and serve Plaintiff and Defendant Fact Sheets. Plaintiffs were to identify the specific sub-watershed(s) in which they claim damage to their property as the result of a July 8, 2001 flood event. Defendants were to identify any business operations conducted by them: (1) between July 8, 1991, and July 8, 2001; (2) in which they either disturbed the earth or owned property on which the earth was disturbed; and (3) in a watershed and/or sub-watershed in which they were sued.

The fact that a plaintiff and/or a defendant are identified in a sub-watershed for purposes of e-filing and service in LexisNexis File & Serve does not necessarily mean that a claim exists. Nor does the fact that a plaintiff and/or a defendant are not identified in a sub-watershed in LexisNexis File & Serve necessarily mean that a claim does not exist.

Recognizing that plaintiffs did not identify a specific watershed or sub-watershed in all cases, the Court requested that LexisNexis to create a "Façade Watershed" to uniquely identify those cases. The Façade Watershed is 7 and the Façade Sub-watersheds are: 7a, which contains "Hobart Adkins" cases that relate to a 2002 flood event; 7b, which contains Calwell plaintiff group cases for which the Court does not have a sub-watershed identifier; and 7c, which contains McGraw plaintiff group cases for which the Court does not have a sub-watershed identifier. The Hobart Adkins cases have remained in the LexisNexis database in order to account for prior settlements involving "all floods in all watersheds".

Case Numbers in Flood Litigation. Case numbers in the Flood Litigation are structured to enable the court to identify individual plaintiffs and track them in any case number(s) or sub-watershed(s) in which they are listed as a party.

Each case number has up to four (4) components:

03-C-172 MCD 272A

1. Civil Action Number of the original complaint:
03-C-172
2. County Identifier Code representing the county where the case originated:
MCD (The identifier for McDowell County)
A table of the three-letter county identifiers is attached as **Appendix A**.

3. Plaintiff Numeric Identifier:
272

When cases were originally filed, multiple plaintiffs included in a single complaint were not assigned separate civil action numbers. Using the information provided in the Plaintiff Fact Sheets, the Court assigned a Plaintiff Numeric Identifier to identify individual complainants. Plaintiff(s) involved in multiple cases in the same sub-watershed were assigned multiple Plaintiff Numeric Identifiers. For example:

<u>Plaintiff Name</u>	<u>F&S Case #</u>	<u>Sub-watershed</u>
John Jones	02-C-999 RAL 111	2a
John Jones	02-C-456 RAL 112	2a

4. Plaintiff Alpha Identifier:
A

In a limited number of cases, a plaintiff represented in their Plaintiff Fact Sheet that they had damages in more than one sub-watershed in a single civil action. In those cases, a Plaintiff Alpha Identifier was assigned to the plaintiff for each sub-watershed in which they claimed damages. For example:

<u>Plaintiff Name</u>	<u>F&S Case #</u>	<u>Sub-watershed</u>
Jane Doe	02-C-123 MCD 118A	1c
Jane Doe	02-C-123 MCD 118B	1b

A table of the Flood Litigation Cases in which a Plaintiff Alpha Identifier was assigned is attached as **Appendix B**.

Case Captions. The cover page of each pleading shall contain the following information in the order listed below:

1. The name of the court where the pleading is being filed (i.e., In the Circuit Court of Raleigh County);
2. The name of the mass litigation case type and number (i.e., In re: Flood Litigation, MC FLOOD 7/8/2001);
3. A notation indicating whether the pleading applies to all cases or only a subset of cases (i.e., THIS DOCUMENT APPLIES TO ALL CASES or THIS DOCUMENT APPLIES TO:);
4. A list of the plaintiff name and case number of each case to which the document applies, including the initiating case number, three-letter county identifier, numeric plaintiff identifier and alpha plaintiff identifier, if applicable (i.e., Jane Doe, Civil Action No. 02-C-123 MCD 118A);
5. If applicable, the caption shall also state whether the filing is related to a particular sub-watershed and/or trial group (i.e., Sub-watershed 2a, Trial Group 1 - Segal);
6. A title stating the party and subject matter of the document (i.e., Defendant XYZ Corporation's Motion for Summary Judgment).

Specific examples of case captions are attached as **Appendix C**.

Master Case. The Flood Litigation has a Master Case File bearing the caption: "IN RE: FLOOD LITIGATION, MC FLOOD 7/8/2001." *The Master Case File shall contain only pleadings or documents of general applicability to the entire Flood Litigation*, such as trial calendars, case management orders that are generally applicable to the entire Flood Litigation, e-filing and service case management orders, other orders of general applicability, notices of deposition if they are for depositions that are generally applicable to the entire Flood Litigation, master pleadings, master discovery and other similar documents. When a document is intended to be applicable to all cases within the Flood Litigation, the title page of the document shall

contain the notation "THIS DOCUMENT APPLIES TO ALL CASES" and the document shall be filed in the Master Case. See **Appendix C**.

Sub-watershed Master Case. The Flood Litigation also has a Master Case File for each sub-watershed. The Sub-Watershed Master Case Names and Numbers are attached as **Appendix D**. ***The Sub-watershed Master Case File shall contain only pleadings or documents that apply to the entire sub-watershed or to an entire trial group in a sub-watershed.*** This includes, but is not limited to case management orders and/or scheduling orders that relate to a specific sub-watershed or an entire trial group in a sub-watershed. For example, the "Case Management and Scheduling Order Phase II Trial of Upper Guyandotte Watershed Sub-watershed 2a", which was entered on June 24, 2009, would have been filed in "MC 2a Mullens Master Case" had e-filing and service been effective on that date. When a document is intended to be applicable to an entire sub-watershed, or to an entire trial group in a sub-watershed the title page of the document shall contain the notation "THIS DOCUMENT APPLIES TO" and the document shall be filed in the Sub-watershed Master Case File. See **Appendix C** and **Appendix D**.

Individual Case Files. The Flood Litigation shall contain separate case files for individual plaintiffs. When a document is intended to be applicable to a specific case or specific cases, the title page of the document shall contain the notation "THIS DOCUMENT APPLIES TO" and each case shall be listed separately using the initiating case number(s) with the three-letter county identifier, the numeric plaintiff identifier, and the alpha plaintiff identifier, if applicable. If multiple plaintiffs are filed under one civil action number, each individual plaintiff to which a document applies must be listed separately.

One Plaintiff With Multiple Cases In The Same Sub-Watershed. If a plaintiff is in more than one case in the same sub-watershed, file in all cases in which the plaintiff is listed in

that sub-watershed. For example, if John Jones has two cases in sub-watershed 2a, file in: John Jones, Civil Action No. 02-C-999 RAL 111; and John Jones, Civil Action No. 02-C-456 RAL 112. See **Appendix C**.

One Plaintiff With A Single Case Alleging Damages In Multiple Sub-Watersheds. If a plaintiff represents that he or she has damages in more than one sub-watershed in a single case, that plaintiff will have an alpha identifier. If a party wishes to file a document or pleading that applies to a specific sub-watershed, the party shall file their document or pleading into the case number with the alpha identifier that corresponds to that sub-watershed.

<u>Plaintiff Name</u>	<u>F&S Case #</u>	<u>Sub-watershed</u>
Jane Doe	02-C-123 MCD 118A	1c
Jane Doe	02-C-123 MCD 118B	1b

For example, if a party wishes to file a proposed Dismissal Order in Jane Doe's case that applies only to her claims in sub-watershed 1b, the party will file into Jane Doe, Civil Action No. 02-C-123 MCD 118B

Case Groups. The presiding judicial officer may designate certain case groups to be utilized within the e-filing and e-service system (i.e., Sub-watershed 2a, Trial Group 1, Segal), and may further require Liaison Counsel to confer and maintain those case groups.

Document title section in the e-filing system. When e-filing and e-serving a document, the following information shall be provided in the document title section of LexisNexis File & Serve to enable the Court and the parties to search for information in the system:

1. the party or parties filing the document;
2. a descriptive title of the document;
3. the party or parties against whom relief is sought, if any;

4. the nature of relief sought;
5. the initiating case number(s) with the three-letter county identifier, the numeric plaintiff identifier, and the alpha plaintiff identifier, if applicable (i.e., DEF ACME Corporation's MOT FOR SJ against PL John Jones, Civil Action No. 02-C-999 RAL 111; PLS Robert & Roberta Robinson's MOT to COMP DISC from DEF XYZ Corp, Civil Action Nos. 03-C-123 RAL 272A and 03-C-123 RAL 272B) if the document applies to *a specific case or cases*; *or*
6. the Sub-watershed Master Case Number and Name if the document applies to *all cases in the sub-watershed* (i.e., DEF XYZ Corporation's MOT for SJ, MC 3b Upper Bluestone River Master Case); *or*
7. the Sub-watershed Master Case Number and Name and trial group if the document applies to *an entire trial group in a sub-watershed* (i.e., PLS DESIG of Expert Witnesses, MC 2a Mullens Master Case, Trial Group 1 - Segal).

A standard list of abbreviations which should be used in titling documents in the document title section of the e-filing and e-service system is attached as **Appendix E**.

Stapling and Linking Documents. West Virginia Trial Court Rule 15.10(b) requires all e-filed documents relating to a single pleading or document submitted in the same transaction to be “electronically stapled” together using the “main” and “supporting” functionality of the e-filing and service system. This enables multiple related documents, such as a motion, memorandum of law in support and proposed order to be kept together and identified in one transaction. Trial Court Rule 15.10(c) requires any e-filed document directly related to a previously e-filed document, such as a response to a previously e-filed motion, to be linked to the

previously e-filed document using the “linked document feature” in the e-filing and service system. This allows the court to more easily find documents that are related to one another.

Oversized documents, DVDs and other items that cannot be filed electronically.

Oversized documents, including but not limited to maps or charts, DVDs, manuals and other items that cannot be filed electronically shall be filed conventionally in the office of the Clerk of the Raleigh County Court. Within twenty-four (24) hours of conventionally filing such document(s) or other item(s), the filing party shall electronically file and serve a “docket entry transaction” in LexisNexis File & Serve providing a full description of such document(s) or item(s) filed conventionally with the Clerk. To file and serve the “docket entry transaction” the filing party will go through the file and serve process, but instead of uploading the oversized document or other item(s), the filing party will select “filed conventionally” from the access drop down, and enter a “document title” describing what was filed, then e-file and serve the docket entry transaction.

“Entered Order.” An Entered Order is an order that has already been signed by the Presiding Judge. If the Court directs counsel to file and serve an Entered Order, the document shall be filed and served by counsel using the **“Entered Order” document type**, and will not be placed into Judge Review in LexisNexis File & Serve. When counsel files and serves an Entered Order, the document must specifically state that the document is an Entered Order in the document title section of LexisNexis File & Serve.

Personal data identifiers. To promote electronic access to case files while also protecting personal privacy and other legitimate interests, counsel and the parties shall refrain from including, or shall partially redact where inclusion is necessary, the following personal data identifiers from all pleadings filed with the court, including exhibits attached to pleadings,

whether filed electronically or in paper, unless otherwise ordered by the Court. Responsibility for redacting personal data identifiers rests solely with counsel and the parties. **The Clerk will not review each pleading for compliance regarding redaction of personal data identifiers.**

- a. Social Security numbers.* If an individual's social security number must be included in a pleading, only the last four (4) digits of that number should be included.
- b. Dates of birth.* If an individual's date of birth must be included in a pleading, only the year should be used.
- c. Financial account numbers.* If financial account numbers are relevant, only the last four (4) digits of those numbers should be used.
- d. Names of minor children.* If the involvement of a minor child must be mentioned, only the initials of that child should be used.
- e. Medical information.* If medical information is intended to be disclosed in any public filing, the party intending to disclose such information shall give the party whose medical information is the subject of such disclosure ten (10) days notice of such intended disclosure, including identification of the specific medical information the party intends to disclose. If the party whose medical information is intended to be disclosed believes such information requires the additional protection of filing with the Court under seal, that party shall identify the medical information it believes should be filed under seal to the party who intends to disclose the information as soon as practicable, but no later than ten (10) days after receiving notice of such intended disclosure. If the parties are unable to agree as to the extent of additional protection, if any, to be applied, the party whose medical information is intended to be disclosed shall file a motion to seal with the Court for a determination as to whether, and to

what extent, the identified medical information shall be sealed or otherwise further protected. Pursuant to Trial Court Rule 15.12, a motion to seal documents shall be e-filed and e-served. However, any documents that are the subject of a motion to seal shall be filed directly with the Court enclosed in sealed envelopes to be opened as directed by the Court, and a copy of the documents that are the subject of the motion to seal shall be provided to the Presiding Judges for review.

ENTER: July 20, 2009

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

APPENDIX A

West Virginia County Listing File & Serve Abbreviations

Abbreviation	County	Judicial District
BRB	Barbour	Nineteenth Judicial Circuit
BER	Berkeley	Twenty-Third Judicial Circuit
BNE	Boone	Twenty-Fifth Judicial Circuit
BRX	Braxton	Fourteenth Judicial Circuit
BRK	Brooke	First Judicial Circuit
CBL	Cabell	Sixth Judicial Circuit
CAL	Calhoun	Fifth Judicial Circuit
CLA	Clay	Fourteenth Judicial Circuit
DOD	Doddridge	Third Judicial Circuit
FAY	Fayette	Twelfth Judicial Circuit
GIL	Gilmer	Fourteenth Judicial Circuit
GRT	Grant	Twenty-First Judicial Circuit
GRN	Greenbrier	Eleventh Judicial Circuit
HMP	Hampshire	Twenty-Second Judicial Circuit
HNK	Hancock	First Judicial Circuit
HDY	Hardy	Twenty-Second Judicial Circuit
HRR	Harrison	Fifteenth Judicial Circuit
JKN	Jackson	Fifth Judicial Circuit
JFN	Jefferson	Twenty-Third Judicial Circuit
KAN	Kanawha	Thirteenth Judicial Circuit
LWS	Lewis	Twenty-Sixth Judicial Circuit
LCN	Lincoln	Twenty-Fifth Judicial Circuit
LGN	Logan	Seventh Judicial Circuit
MRN	Marion	Sixteenth Judicial Circuit
MSH	Marshall	Second Judicial Circuit
MAS	Mason	Fifth Judicial Circuit
MCD	McDowell	Eighth Judicial Circuit
MER	Mercer	Ninth Judicial Circuit
MIN	Mineral	Twenty-First Judicial Circuit
MNG	Mingo	Thirtieth Judicial Circuit
MON	Monongalia	Seventeenth Judicial Circuit
MNR	Monroe	Thirty-First Judicial Circuit
MGN	Morgan	Twenty-Third Judicial Circuit
NIC	Nicholas	Twenty-Eighth Judicial Circuit
OHI	Ohio	First Judicial Circuit
PND	Pendleton	Twenty-Second Judicial Circuit
PLE	Pleasants	Third Judicial Circuit
PHS	Pocahontas	Eleventh Judicial Circuit
PRN	Preston	Eighteenth Judicial Circuit
PNM	Putnam	Twenty-Ninth Judicial Circuit

Abbreviation	County	Judicial District
RAL	Raleigh	Tenth Judicial Circuit
RND	Randolph	Twentieth Judicial Circuit
RIT	Ritchie	Third Judicial Circuit
RNE	Roane	Fifth Judicial Circuit
SMR	Summers	Thirty-First Judicial Circuit
TLR	Taylor	Nineteenth Judicial Circuit
TKR	Tucker	Twenty-First Judicial Circuit
TYL	Tyler	Second Judicial Circuit
UPR	Upshur	Twenty-Sixth Judicial Circuit
WNE	Wayne	Twenty-Fourth Judicial Circuit
WBR	Webster	Fourteenth Judicial Circuit
WTZ	Wetzel	Second Judicial Circuit
WRT	Wirt	Fourth Judicial Circuit
WDE	Wood	Fourth Judicial Circuit
WMG	Wyoming	Twenty-Seventh Judicial Circuit

Note: Abbreviations used in case number field on LexisNexis File Serve.

APPENDIX B
RALEIGH COUNTY CIRCUIT COURT, WEST VIRGINIA
Flood Litigation Cases Assigned a Plaintiff Alpha Identifier

File & Serve Case Number	Plaintiff Name	Sub Watershed No.
03-C-172 MCD 18A	Adams, Ethel	1c
03-C-172 MCD 18B	Adams, Ethel	1b
02-C-131 MCD 162A	Beavers, Cheryl	1c
02-C-131 MCD 162B	Beavers, Cheryl	1b
02-C-797 RAL 203A	Beverly, Ronald W	6c
02-C-797 RAL 203B	Beverly, Ronald W	6d
02-C-797 RAL 203C	Beverly, Ronald W	6f
02-C-797 RAL 204A	Beverly, Ronald W Jr	6c
02-C-797 RAL 204B	Beverly, Ronald W Jr	6d
02-C-797 RAL 204C	Beverly, Ronald W Jr	6f
03-C-172 MCD 272A	Bolden, Gloria & Lorenzo	1b
03-C-172 MCD 272B	Bolden, Gloria & Lorenzo	1c
02-C-797 RAL 376A	Brown, Michael F	1c
02-C-797 RAL 376B	Brown, Michael F	1b
02-C-797 RAL 432A	Buzzard, Jamie	6c
02-C-797 RAL 432B	Buzzard, Jamie	6a
03-C-95 RAL 433A	Buzzard, Jamie	6c
03-C-95 RAL 433B	Buzzard, Jamie	6a
02-C-797 BNE 434A	Buzzard, Lorene	6c
02-C-797 BNE 434B	Buzzard, Lorene	6a
03-C-95 BNE 435A	Buzzard, Lorene	6c
03-C-95 BNE 435B	Buzzard, Lorene	6a
03-C-172 MCD 1006A	Griffin, Robert & Katie	1c
03-C-172 MCD 1006B	Griffin, Robert & Katie	1b
02-C-131 MCD 1055A	Hall, Lisa M & Donal J	1c
02-C-131 MCD 1055B	Hall, Lisa M & Donal J	1b
02-C-131 MCD 1123A	Hatfield, Tex	1c
02-C-131 MCD 1123B	Hatfield, Tex	1b
02-C-131 MCD 1305A	Johnson, Vanessa	1c
02-C-131 MCD 1305B	Johnson, Vanessa	1b
03-C-172 MCD 1442A	Lawson, Shirley & Allan	1d
03-C-172 MCD 1442B	Lawson, Shirley & Allan	1c
03-C-172 MCD 1459A	Leggett, Monica	1c
03-C-172 MCD 1459B	Leggett, Monica	1b
02-C-797 RAL 1595A	McCall, Russell E	1c
02-C-797 RAL 1595B	McCall, Russell E	1b

File & Serve Case Number	Plaintiff Name	Sub Watershed No.
03-C-172 MCD 1615A	McGraw, Mack & Mary Ann	1c
03-C-172 MCD 1615B	McGraw, Mack & Mary Ann	1b
02-C-131 MCD 1694A	Mitchell, Anne	1c
02-C-131 MCD 1694B	Mitchell, Anne	1b
03-C-172 MCD 1716A	Montgomery, Keisha	1c
03-C-172 MCD 1716B	Montgomery, Keisha	1b
03-C-172 MCD 1870A	Patton, Cathy & Randall	1g
03-C-172 MCD 1870B	Patton, Cathy & Randall	1d
02-C-131 MCD 1940A	Polce, Mary & Blevins, Catherine	1c
02-C-131 MCD 1940B	Polce, Mary & Blevins, Catherine	1b
03-C-172 MCD 1976A	Pruitt, Jo Ellen & Thurmond	1g
03-C-172 MCD 1976B	Pruitt, Jo Ellen & Thurmond	1d
03-C-172 MCD 1998A	Reed, Yolanda	1c
03-C-172 MCD 1998B	Reed, Yolanda	1b
03-C-172 MCD 2256A	Smith, Sylvia	1c
03-C-172 MCD 2256B	Smith, Sylvia	1b
03-C-172 MCD 2257A	Smith, Tonya	1c
03-C-172 MCD 2257B	Smith, Tonya	1b
02-C-141 WMG 2451A	Thompson, David W & Misty	2f
02-C-141 WMG 2451B	Thompson, David W & Misty	2i
02-C-131 RAL 2449A	Thompson, Valarie A	1c
02-C-131 RAL 2449B	Thompson, Valarie A	1b
02-C-797 RAL 2450A	Thompson, Valarie A	1c
02-C-797 RAL 2450B	Thompson, Valarie A	1b
03-C-172 MCD 2460A	Thorn, Dreama & Scotty	1c
03-C-172 MCD 2460B	Thorn, Dreama & Scotty	1b
02-C-141 WMG 2461A	Thorn, Melvin H	1c
02-C-141 WMG 2461B	Thorn, Melvin H	1b
03-C-172 MCD 2519A	Travis, Charles E	1c
03-C-172 MCD 2519B	Travis, Charles E	1b
02-C-131 MCD 2564A	Wade-Edwards, Kimberly & Michael	1c
02-C-131 MCD 2564B	Wade-Edwards, Kimberly & Michael	1b
03-C-172 MCD 2565A	Wagner, Johnny & Laura	1c
03-C-172 MCD 2565B	Wagner, Johnny & Laura	1b

APPENDIX C

EXAMPLES OF CASE CAPTIONS

For a document that applies to all cases:

IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA
IN RE: FLOOD LITIGATION MC FLOOD 7/8/2001
THIS DOCUMENT APPLIES TO ALL CASES
CASE MANAGEMENT ORDER

For a document that applies to an entire sub-watershed:

IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA
IN RE: FLOOD LITIGATION MC FLOOD 7/8/2001
THIS DOCUMENT APPLIES TO: MC 2a MULLENS MASTER CASE
CASE MANAGEMENT AND SCHEDULING ORDER
PHASE II TRIAL OF UPPER GUYANDOTTE WATERSHED
SUB-WATERSHED 2a

For a document that applies to an entire trial group in a sub-watershed

IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA
IN RE: FLOOD LITIGATION MC FLOOD 7/8/2001
THIS DOCUMENT APPLIES TO: MC 2a MULLENS MASTER CASE
TRIAL GROUP 1 - SEGAL
PLAINTIFFS' DESIGNATION OF EXPERT WITNESSES FOR PHASE II TRIAL
OF UPPER GUYANDOTTE WATERSHED, SUB-WATERSHED 2a

For a document that applies to less than the entire trial group in a subwatershed:

IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA
IN RE: FLOOD LITIGATION MC FLOOD 7/8/2001
THIS DOCUMENT APPLIES TO THE FOLLOWING CASES
IN SUBWATERSHED 2a, TRIAL GROUP 2 - CALWELL / MCGRAW:

John S. Doe
Jane E. Smith
Jane E. Smith
Jill Jones
Mary E. Rogers

Civil Action No. 02-C-123 WMG 123
Civil Action No. 02-C-123 WMG 456
Civil Action No. 02-C-456 RAL 789
Civil Action No. 02-C-456 RAL 321
Civil Action No. 02-C-789 WMG 432

DEFENDANT ABC CORPORATION'S MOTION TO DISMISS

For a document that applies to specific cases:

IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA

IN RE: FLOOD LITIGATION

MC FLOOD 7/8/2001

THIS DOCUMENT APPLIES TO:

Jane E. Smith
Jane E. Smith
Jill R. Jones
Jill R. Jones
Mary E. Rogers
James E. Jones and Judy G. Jones

Civil Action No. 02-C-123 RAL 321
Civil Action No. 02-C-555 RAL 543
Civil Action No. 02-C-555 RAL 345A
Civil Action No. 02-C-555 RAL 345B
Civil Action No. 02-C-222 MCD 123
Civil Action No. 02-C-561 MER 411

DEFENDANT ABC CORPORATION'S MOTION TO DISMISS

For a document that applies to a single civil action in which a plaintiff claims damage in 2 or more different sub-watersheds:

IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA

IN RE: FLOOD LITIGATION

MC FLOOD 7/8/2001

THIS DOCUMENT APPLIES TO:

Robert & Roberta Robertson
Robert & Roberta Robertson

Civil Action No. 03-C-123 RAL 272A
Civil Action No. 03-C-123 RAL 272B

PLAINTIFFS' MOTION TO COMPEL RESPONSES TO DISCOVERY

APPENDIX D
RALEIGH COUNTY CIRCUIT COURT, WEST VIRGINIA
FILE & SERVE Case Types and Master Cases

Case Type/Sub-Watershed	Master Case Numbers	Master Case Name
1a Dry Fork	MC 1a	1a Dry Fork Master Case
1b Tug Fork	MC 1b	1b Tug Fork Master Case
1c Elkhorn Creek	MC 1c	1c Elkhorn Creek Master Case
1d Clear Fork	MC 1d	1d Clear Fork Master Case
1e Panther Creek	MC 1e	1e Panther Creek Master Case
1g Tug Fork River Direct	MC 1g	1g Tug Fork River Direct Master Case
2a Mullens	MC 2a	2a Mullens Master Case
2b Barkers Creek	MC 2b	2b Barkers Creek Master Case
2c Pinnacle Creek	MC 2c	2c Pinnacle Creek Master Case
2d Indian Creek	MC 2d	2d Indian Creek Master Case
2e Oceana	MC 2e	2e Oceana Master Case
2f Rockcastle Creek	MC 2f	2f Rockcastle Creek Master Case
2g Guyandotte River Direct	MC 2g	2g Guyandotte River Direct Master Case
2h Little Huff Creek	MC 2h	2h Little Huff Creek Master Case
2i Guyandotte River Direct	MC 2i	2i Guyandotte River Direct Master Case
2j Huff Creek	MC 2j	2j Huff Creek Master Case
2n Island Creek	MC 2n	2n Island Creek Master Case
3b Upper Bluestone River	MC 3b	3b Upper Bluestone River Master Case
3c Brush Fork	MC 3c	3c Brush Fork Master Case
3d East River	MC 3d	3d East River Master Case
3f Middle Bluestone River	MC 3f	3f Middle Bluestone River Master Case
3i Lower Bluestone River	MC 3i	3i Lower Bluestone River Master Case
3j Bluestone River	MC 3j	3j Bluestone River Master Case
3k New River	MC 3k	3k New River Master Case
4a Piney Creek	MC 4a	4a Piney Creek Master Case
4f Upper Meadow Creek	MC 4f	4f Upper Meadow Creek Master Case
4g New River	MC 4g	4g New River Master Case
4h Dunloup Creek	MC 4h	4h Dunloup Creek Master Case
5a Upper Paint Creek	MC 5a	5a Upper Paint Creek Master Case
5b Loop Creek	MC 5b	5b Loop Creek Master Case
5c Armstrong Creek	MC 5c	5c Armstrong Creek Master Case
5e Cabin Creek	MC 5e	5e Cabin Creek Master Case
5f Smithers Creek	MC 5f	5f Smithers Creek Master Case
5g Kanawha River	MC 5g	5g Kanawha River Master Case
5h Kanawha River	MC 5h	5h Kanawha River Master Case
6a Upper Marsh Fork	MC 6a	6a Upper Marsh Fork Master Case
6b Lower Marsh Fork	MC 6b	6b Lower Marsh Fork Master Case

Case Type/Sub-Watershed	Master Case Numbers	Master Case Name
6c Clear Fork	MC 6c	6c Clear Fork Master Case
6d Upper Pond Fork	MC 6d	6d Upper Pond Fork Master Case
6e Coal River	MC 6e	6e Coal River Master Case
6f Spruce Creek	MC 6f	6f Spruce Creek Master Case
6i Breir Creek	MC 6i	6i Breir Creek Master Case
7a Hobert Adkins 2002	MC 7a	7a Hobert Adkins 2002 Master Case
7b Calwell no sub-watershed specified	MC 7b	7b Calwell no sub-watershed specified Master Case
7c McGraw no sub-watershed specified	MC 7c	7c McGraw no sub-watershed specified Master Case

Litigation-Wide Master Case:	MC Flood 7/8/2001	Flood Litigation 7/8/2001 Master Case
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APPENDIX E

STANDARD LIST OF ABBREVIATIONS FOR USE IN THE DOCUMENT TITLE FIELD OF THE E-FILING AND SERVICE SYSTEM

ABST	ABSTRACT
A	ADMINISTRATIVE
ADM	ADMISSION
AFD	AFFIDAVIT
AMD	AMENDED
AGRMT	AGREEMENT
AMOTH	AMONG OTHER THINGS
ANS	ANSWER
ATTY	ATTORNEY
COS	CERTIFICATE OF SERVICE
CC	CERTIFIED COPY
CM	CERTIFIED MAIL
CMC	CERTIFIED MAIL CARD
CLK	CLERK
CIR	CIRCUIT
CIV	CIVIL
COMP	COMPEL
CONF	CONFERENCE
CPY	COPY
C OF R	COUNSEL OF RECORD
CNTR-CLM	COUNTERCLAIM
CT	COURT
CP	CREDIBLE PERSON
CR CL	CROSSCLAIM
DEFS	DEFENDANTS
DISCOV	DISCOVERY
DISCL	DISCLOSURE
DISM	DISMISSAL
DOCS	DOCUMENTS
EXH	EXHIBIT
GAL	GUARDIAN AD LITEM
GRT	GRANTED/GRANTING
HRG	HEARING
ID	IDENTIFY/IDENTIFICATION
INSTR	INSTRUCTIONS
INTERR	INTERROGATORIES
ISD	ISSUED
JDG	JUDGE
JUDG	JUDGMENT
JRY	JURY

JV	JURY VERDICT
LET	LETTER
MEMO	MEMORANDUM
MOT	MOTION
NOT	NOTICE
NOT APP	NOTICE OF APPEARANCE
NOT HRG	NOTICE OF HEARING
NOS	NOTICE OF SERVICE
NPT	NUNC PRO TUNC
OBJ	OBJECTION
OPPOS	OPPOSITION
OBO	ON BEHALF OF
O	ORDER
PET	PETITION
PLS	PLAINTIFFS
POD	PRODUCTION OF DOCUMENTS
PROT O	PROTECTIVE ORDER
REC	RECEIVE
REPS	REPRESENTATIVE
RESP	RESPONSE
R/S	RETURN OF SERVICE
SCHED	SCHEDULING/SCHEDULED
SO	SCHEDULING ORDER
S	SETTLEMENT/SETTLE
S/F	SIGNED FOR
SH	SHERIFF
SOS	SECRETARY OF STATE
STIP	STIPULATION
SUBP	SUBPOENA
SUBP DT	SUBPOENA DUCES TECUM
SJ	SUMMARY JUDGMENT
SUPP	SUPPLEMENTAL
TRANS	TRANSCRIPT
TRANSF	TRANSFER
TR	TRIAL
TD	TRIAL DATE
VERD	VERDICT
VERIF	VERIFICATION
W/	WITH
W/D	WITHDRAW
W/O	WITHOUT
WIT	WITNESS