



IN THE CIRCUIT COURT OF OHIO COUNTY, WEST VIRGINIA

IN RE: TOBACCO LITIGATION

CIVIL ACTION NO. 00-C-5000

(INDIVIDUAL PERSONAL INJURY CASES)

(ARTHUR M. RECHT, JUDGE)

AMENDED ORDER

Upon review of plaintiffs' Motion to Amend Order Entered November 16, 2011, filed and served herein the Court finds:

1. All counsel for all parties have demonstrated the ethical foundation as well as professional restraint and decorum to permit appropriate communication with the jurors excused from service herein.
2. Any counsel is directly responsible for any such communication by his/her representative as being within the bounds of legitimate inquiry taking into account the individual sensibilities of such excused jurors.
3. The wordage the order entered herein gave defendants' counsel and their representative permission for such contact with the excused jurors without mention of plaintiffs' or their counsel.
4. Such omission simply reflected the request made in the then pending motion and was not intended to permit an exclusive authority to defendants, their counsel or representatives.
5. Plaintiffs, having now made a proper application under T. C. R. 4.09 for leave to communicate with the excused jurors, that application is GRANTED.

THEREFORE, it is hereby ORDERED that the order entered herein on November

16, 2011 is amended with the following language:

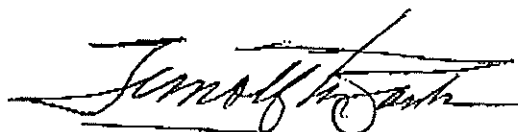
Counsel for plaintiffs and their representatives are approved to have communication with the jurors excused herein.

Objections of defendants, is any are noted.

ENTER: November 22, 2011

PRESENTED BY:

DATE



TIMOTHY N. BARBER (WVSB #231)

ARTHUR M. RECHT, JUDGE

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Liaison Counsel for Plaintiffs