

**ADMINISTRATIVE ORDER**

**SUPREME COURT OF APPEALS OF WEST VIRGINIA**

**Ernest B. Davis Jr. and Maple Ridge, L.L.C.,  
Plaintiffs**

**vs. Civil Action No. 17-C-130 (Raleigh County)**


**Marco Resources LLC and Everett Cook,  
Defendants**

The Chief Justice of the Supreme Court of Appeals has been advised that Plaintiffs Ernest B. Davis Jr. and Maple Ridge, L.L.C., by counsel Ronda L. Harvey, Patrick C. Timony, and the law firm of Bowles Rice LLP, have filed a motion to refer the above-referenced case to the Business Court Division pursuant to Rule 29 of the West Virginia Trial Court Rules. Defendants Marco Resources LLC and Everett Cook, by counsel John D. Wooton and the law firm of Wooton, Davis, Hussell & Ellis, PLLC, filed a response in opposition to the motion to refer.

Upon careful review and consideration of the motion and the response thereto, the Chief Justice has determined that this dispute does not require specialized treatment to improve the expectation of a fair and reasonable resolution, and, therefore, this case does not meet the criteria for referral under Rule 29.04(a)(2) of the West Virginia Trial Court Rules.

It is hereby ORDERED that the motion to refer this case to the Business Court Division is DENIED and that a copy of this order be transmitted to the Honorable Christopher C. Wilkes, Chair of the Business Court Division; to the Central Office of the Business Court Division; to the Honorable John A. Hutchison, Judge of the Tenth Judicial Circuit; and to the Clerk of the Circuit Court of Raleigh County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: AUGUST 8, 2017

  
ALLEN H. LOUGHRY II  
Chief Justice