

**ADMINISTRATIVE ORDER**

**SUPREME COURT OF APPEALS OF WEST VIRGINIA**

**Lacy Muncy,  
Plaintiff**

**vs.) Civil Action No. 17-C-3 (Mingo County)**

**Victory Lane Express Grocery, LLC,  
Defendant/Counterclaim and Third-Party Plaintiff**

**vs.)**

**Lacy Muncy,  
Counterclaim Defendant**

**and**

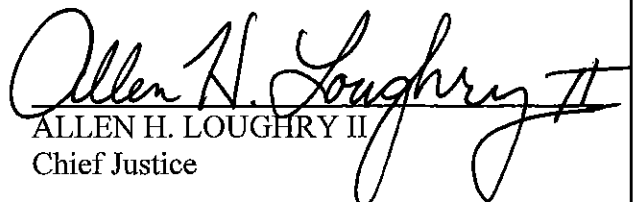
**Muncy's Victory Lane Gas and Convenience Store,  
a West Virginia sole proprietorship,  
Third-Party Defendant**

The Chief Justice of the Supreme Court of Appeals has been advised that Defendant/Counterclaim and Third-Party Plaintiff Victory Lane Express Grocery, LLC, by counsel Nathan D. Brown, Joshua S. Ferrell, and the law firm of Ferrell & Brown, PLLC, has 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 ("TCR"). The Honorable Miki Thompson, Judge of the Thirtieth Judicial Circuit, has advised the Chief Justice that she does not oppose 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; the Honorable Miki Thompson, Judge of the Thirtieth Judicial Circuit; and to the Clerk of the Circuit Court of Mingo County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: AUGUST 29, 2017

  
ALLEN H. LOUGHRY II  
Chief Justice