

ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

**Shonk Land Company LLC,
Plaintiff**

**vs. Civil Action No. 20-C-613 (Kanawha County)
Supreme Court Docket No. 20-BCD-17**

**Carbon Energy Corporation and Carbon
West Virginia Company LLC n/k/a DP Bluegrass LLC,
Defendants**

The Chief Justice of the Supreme Court of Appeals has been advised that Defendant DP Bluegrass LLC, f/k/a Carbon West Virginia Company LLC, by counsel Timothy M. Miller and Robert M. Stonestreet, Babst Calland Clements & Zomnir, PC, and Defendant Carbon Energy Corporation, by counsel William A. Dawson, Jr., Campbell Woods, PLLC, have filed a joint motion to refer the above-referenced case to the Business Court Division pursuant to Rule 29 of the West Virginia Trial Court Rules. Plaintiff Shonk Land Company LLC, by counsel Nicholas S. Johnson, Bailey & Glasser LLP, filed a reply memorandum in opposition to the motion to refer.

Upon careful review and consideration of the motion and the reply memorandum filed thereto, the Chief Justice has determined that this case does not meet the criteria for referral under Rule 29.04 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 Michael D. Lorensen, Chair of the Business Court Division; to the Central Office of the Business Court Division; to the Honorable Jennifer F. Bailey, Judge of the Thirteenth Judicial Circuit; and to the Clerk of the Circuit Court of Kanawha County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: DECEMBER 30, 2020


TIM ARMSTEAD
Chief Justice