

**IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA
BUSINESS COURT DIVISION**

**GLADE SPRINGS VILLAGE PROPERTY
OWNERS ASSOCIATION, INC.,
a West Virginia non-profit corporation,**

Plaintiff,

vs.

**Civil Action No.: 19-C-357
Presiding: Judge Dent
Resolution: Judge Lorensen**

**EMCO GLADE SPRINGS HOSPITALITY, LLC,
a West Virginia limited liability company;
ELMER COPPOOLSE, an individual;
JAMES TERRY MILLER, an individual;
R. ELAINE BUTLER, an individual; and
GSR, LLC, a West Virginia limited liability company,**

Defendants,

and

**EMCO GLADE SPRINGS HOSPITALITY, LLC,
a West Virginia limited liability company, and
GSR, LLC, a West Virginia limited liability company,**

Counterclaim Plaintiffs,

vs.

**Civil Action No.: 19-C-357
Presiding: Judge Dent
Resolution: Judge Lorensen**

**GLADE SPRINGS VILLAGE PROPERTY
OWNERS ASSOCIATION, INC.,
a West Virginia non-profit corporation**

Counterclaim Defendant.

**ORDER GRANTING GLADE SPRINGS VILLAGE PROPERTY OWNERS
ASSOCIATION, INC.'S MOTION FOR LEAVE TO FILE SUR-REPLY WITH
REGARD TO GSR'S MOTION FOR SUMMARY JUDGMENT FOR A DECLARATION
THAT THE DEED OF EASEMENTS REQUIRES THE POA TO REIMBURSE GSR
FOR REPAIRS TO MALLARD LAKE DAM**

On this day, Plaintiff/Counterclaim Defendant Glade Springs Village Property Owners Association, Inc.'s *Motion for Leave to File Sur-Reply with Regard to GSR's Motion for Summary Judgment for a Declaration that the Deed of Easements Requires the POA to Reimburse GSR for Repairs to Mallard Lake Dam* (the "Sur-Reply Motion") came before the Court. As set forth in the GSVPOA's *Sur-Reply Motion*, GSR, LLC (the "Resort") submitted supplemental evidence and advanced new arguments in its reply. The GSVPOA is entitled to an opportunity to rebut this evidence and arguments.

WHEREFORE, the GSVPOA's *Sur-Reply Motion* is hereby granted and GSVPOA shall file it sur-reply by November 18th, 2020.

The clerk of this clerk is further directed to send copies of this order to all counsel of record in this matter.

Entered this 2nd day of November, 2020.



JUDGE JENNIFER P. DENT
JUDGE OF THE WEST VIRGINIA
BUSINESS COURT DIVISION

Prepared and submitted by:

/s/ Ramonda C. Marling
Mark A. Sadd, (W. Va. Bar No. 6005)
Ramonda C. Marling (W. Va. Bar No. 6927)
Lewis Glasser PLLC
300 Summers Street, Suite 700
P.O. Box 1746
Charleston, WV 25326
Phone: 304-345-2000
Fax: 304-343-7999
Counsel for GSVPOA