

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

MOUNTAIN STATE PIPELINE & EXCAVATING, LLC
Plaintiff/Counterclaim Defendant,

vs.

CIVIL ACTION NO. 20-C-350
PRESIDING JUDGE: JAMES H. YOUNG, JR.
RESOLUTION JUDGE: PAUL T. FARRELL

FILED
2021 JAN 28 AM 9:01
CATHY S. GIBSON, CLERK
KANAWHA COUNTY CIRCUIT COURT

SMITH/PACKETT MED-COM, LLC,
a Virginia Limited Liability Company, and
Sole Manager-Member of Defendant SP WV, LLC,
Defendant;

And

SP WV, LLC, a Virginia Manager-Managed Limited
Liability Company and "Pass Through Entity" acting
as the Solen Member of Defendant W-IL-AL Investors, LLC,
Defendant;

And

WV IL-AL INVESTORS, LLC,
a Virginia Member-Managed Limited Liability Company,
Defendant;

And

JARRETT CONSTRUCTION SERVICES, INC.,
a West Virginia Limited Liability Company,
as Construction Manager at Risk;
Defendant;

And

CARTER BANK & TRUST,
Defendant;

And

JARRETT CONSTRUCTION SERVICES, INC.,
Counterclaimant/Third Party Plaintiff,

vs.

**ECS MID-ATLANTIC, LLC,
Third Party Defendant.**

ORDER SETTING MOTIONS AND DISCOVERY DEADLINES

On January 26, 2021, this matter came on for a telephonic conference to determine the status of certain discovery matters in the above-styled matter. There appeared Carl J. Roncaglione, Jr., Esq., counsel for Plaintiff; J. Victor Flanagan, Esq., co-counsel for Plaintiff; Daniel J. Burns, Esq., co-counsel for Plaintiff; Robert A. Lockhart, Esq., counsel for Defendants, Smith/Packett Med-Com, LLC, SP WV, LLC and WV IL-AL Investors, LLC; Clifford F. Kinney, Jr., Esq., counsel for Carter Bank & Trust; Evan S. Aldridge, Esq., counsel for Third-Party Defendant, ECS Mid-Atlantic, LLC; Robert H. Sweeney, Esq., counsel for Counterclaimant/Third-Party Plaintiff, Jarrett Construction Services, Inc.

After discussion of the pending discovery matters, the Court **ORDERS** the following:

1. All written responses to discovery pending on January 26, 2021 shall be served by February 12, 2021;
2. Motions and memorandum concerning any disputes regarding written discovery shall be served on or before February 26, 2021;
3. All responses to any motions shall be served on or before March 12, 2021; and
4. All replies to said motions shall be filed by March 19, 2021.

It is further **ORDERED** that a hearing on the pending motions shall be held at the Kanawha County Judicial Building at a date and time to be determined after reviewing all parties' schedules.

All, accordingly, which is **ORDERED** and **DECREED**.

1/28/2021
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Deputy Circuit Clerk

Bus Ct
R. Lockhart C. Roncaglione
C. Kinney R. Sweeney
D. Burns G. Brumley
J. Flanagan

ORDER
ENTER:

Honorable James H. Young, Jr.