

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

**FILED**  
2021 FEB 26 AM 11:26  
CATHY S. HIRST, CLERK  
KANAWHA COUNTY CIRCUIT COURT

**JULIUS WOLFORD**

**Plaintiff,**

**vs.**

**Civil Action No. 20-C-660  
Presiding Judge: Paul T. Farrell  
Resolution Judge: Shawn D. Nines**

**FORM TECH CONCRETE FORMS, INC.,  
a Michigan corporation,**

**Defendant,**

**and**

**FORM TECH CONCRETE FORMS, INC.,  
a Michigan corporation,**

**Third-Party Plaintiff,**

**vs.**

**CONSTRUCTION SOLUTIONS & LEASING, LLC,  
a West Virginia General Partnership,**

**Third-Party Defendant.**

**BRIEFING ORDER**

IT APPEARING that prior to the instant civil action being referred to the Business Court Division and assigned to the undersigned, the following motions were filed, with Responses:

- 1) Construction Solution, Inc.'s Motion to Dismiss Third Party Complaint and Memorandum in Support Thereof (filed November 18, 2020); and
- 2) Plaintiff's Motion to Dismiss Count II of Defendant's Amended Counterclaims (filed October 15, 2020).

It is ORDERED pursuant to Rule 22 of the West Virginia Trial Court Rules as follows:

The moving party of each aforementioned motion shall have **15 days** from the entry of this Order to file a rebuttal/reply memorandum, if desired. Thereafter, the Court will rule upon the motion on the pleadings and record or schedule a hearing if the Court deems it necessary.

All original proposed orders and copies of motions and/or memoranda shall be sent directly to the Judge via Eleni.Miller@courtsww.gov with a courtesy copy to both Business.Court@courtsww.gov and Tessa.Bowers@courtsww.gov. Copies of the proposed orders and the original motions and memoranda shall be filed with the Clerk of the Circuit Court.

The Clerk shall enter the foregoing and forward attested copies hereof to all counsel, to any *pro se* parties of record, and to the Business Court Central Office at Business Court Division, 380 West South Street, Suite 2100, Martinsburg, West Virginia, 25401.

February 22, 2021  
date of entry



JUDGE PAUL T. FARRELL  
JUDGE OF THE WEST VIRGINIA  
BUSINESS COURT DIVISION

STATE OF WEST VIRGINIA  
COUNTY OF KANAWHA, SS  
I, CATHY S. GATSON, CLERK OF CIRCUIT COURT OF SAID COUNTY  
AND IN SAID STATE, DO HEREBY CERTIFY THAT THE FOREGOING  
IS A TRUE COPY FROM THE RECORDS OF SAID COURT.  
GIVEN UNDER MY HAND AND SEAL OF SAID COURT THIS 9th  
DAY OF March, 2021  
Cathy S. Gatson CLERK  
CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

Mar 9, 2021

Date: <u>Mar 9, 2021</u>	Judge Farrell - email
<input checked="" type="checkbox"/> Certified copies sent	Bin & Miller
<input checked="" type="checkbox"/> counsel of record	Business Ct - email
<input checked="" type="checkbox"/> parties	T. Bowers - email
<input checked="" type="checkbox"/> other (please indicate)	C. Pence
By: <u>[Signature]</u>	M. Harvey
<input checked="" type="checkbox"/> certified first class mail	
<input checked="" type="checkbox"/> fax	
<input checked="" type="checkbox"/> hand delivery	
<input checked="" type="checkbox"/> third-party mail	
<input checked="" type="checkbox"/> other (please indicate)	