

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

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

v.

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

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

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

JARRETT CONSTRUCTION SERVICES, INC.,
a West Virginia Limited Liability Company,
as Construction Manager at Risk,
Defendants/Counterclaimant; and

CARTER BANK & TRUST,
Defendant; and

JARRETT CONSTRUCTION SERVICES, INC.,
Third-Party Plaintiff,

v.

ECS MID-ATLANTIC, LLC,
Third-Party Defendant/Crossclaim Defendant.

ORDER DENYING MOUNTAIN STATE PIPELINE & EXCAVATING, LLC'S
MOTION TO QUASH DEPOSITION OF BRYAN WYATT AND BRANDON QUINN

590-591

On August 17, 2021, this matter came before the Court for a Status Hearing on the Motion to Quash the Depositions of Bryan Wyatt and Brandon Quinn. At the previous hearing on July 29, 2021, the Court granted temporary relief until documents subject to Motion to Compel could occur. The Court Finds and Orders as follows:

1. That the documents have been provided to the Court, and the Court has reviewed said documents.
2. That Mountain State Pipeline & Excavating, LLC's Motion to Quash Depositions of Bryan Wyatt and Brandon Quinn is **DENIED**.
3. Additionally, Mountain State Pipeline & Excavating, LLC requested that the Court order that the depositions of Bryan Wyatt and Brandon Quinn be taken in Kanawha County, West Virginia; said request is hereby **DENIED**.
4. The depositions for Bryan Wyatt and Brandon Quinn may be scheduled.

All accordingly which is ORDERED and DECREED.

Enter this 20 day of August, 2021.

ORDER
ENTER: James H. Young, Jr.
HONORABLE JAMES H. YOUNG, JR.

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 24th
DAY OF August 2021
Cathy S. Gatson CLERK
CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA
Ueda

Date: 8/24/21
Certified copies sent to:
☒ counsel of record
☒ parties
☐ other
(please indicate)
By: ☒ certified/1st class mail
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☐ hand delivery
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Other directives accomplished:
Ueda
Deputy Circuit Clerk

Buz Ct. R. Lockhart
D. Fields J. Flanagan
C. Rongoskov Jr. R. Sweeney
C. Kinney Jr.
C. Brunley