

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

LEWIS CLARK TIERNEY, III; et al.,

*Plaintiffs,*

v.

Civil Action No. 18-C-90  
Presiding: Judge Farrell  
Resolution: Judge Lorensen

ANN TIERNEY SMITH, et al.,

*Defendants.*

**AGREED ORDER REGARDING BRIEFING SCHEDULE**

In an Order entered on September 29, 2021, the Court directed that the following papers be filed and served in conjunction with the pending Motion to Approve Settlement filed by The Tierney Corporation and The Leatherwood Company on June 15, 2021:

That movant will provide a proposed order (if not already done) and serve a copy upon all non-moving parties. Non-moving parties shall file written responses and proposed orders within fifteen (15) days of the entry of this Order, and serve copies of the same on the moving party. The moving party shall thereafter ten (10) days to file a rebuttal 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.

Order at 2.

For reasons appearing to the Court, and upon agreement of the Parties, the Court amends its September 29, 2021 Order to provide that:

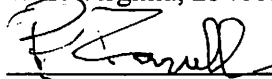
Plaintiffs shall file and serve a written response and proposed order by October 20, 2021. The moving parties shall file and serve a proposed order by November 1, 2021. If desired, Defendants may file rebuttal memoranda by November 1, 2021.

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The Court directs the Circuit Clerk to distribute attested copies of this order to all counsel  
of record and to the Business Court Central Office at West Virginia business Court Division, 380

West South Street, Suite 2100, Martinsburg, West Virginia, 25401.


October 27, 2021  
date of entry

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


Agreed to by:

  
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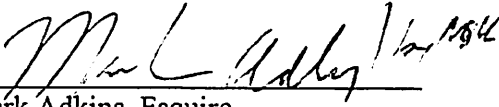
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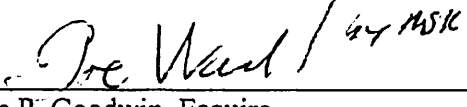
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