

**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.**

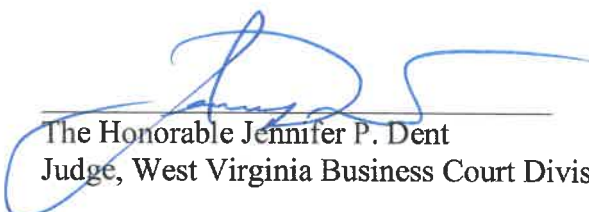
**ORDER GRANTING  
JOINT MOTION TO MODIFY BRIEFING ORDER AND HOLD THE GROSS SALES  
MOTION FOR PARTIAL SUMMARY JUDGMENT IN ABEYANCE**

On May 26, 2022, came before the Court a *Joint Motion to Modify Briefing Order and Hold the Gross Sales Motion for Partial Summary Judgment in Abeyance* (the "Motion").

Finding good cause exists in the motion, and considering no party objects, as well as considering the Rule 56(f) Affidavit in regards to the underlying Motion for Partial Summary Judgment, the Court hereby grants the agreed requested relief.

WHEREFORE, it is hereby ADJUDGED, ORDERED and DECREED that the *Joint Motion to Modify Briefing Order and Hold the Gross Sales Motion for Partial Summary Judgment in Abeyance* filed May 26, 2022 is hereby GRANTED. It is further hereby ADJUDGED and ORDERED that Plaintiff Glade Springs Property Owners Association, Inc.'s Motion for and Memorandum of Law in Support of Partial Summary Judgment Regarding GSR's Exclusion of Certain Funds From Gross Sales for Purposes of Calculating Its Contribution For Expenses Under the Deed of Easements filed on April 22, 2022 is HELD IN ABEYANCE until further order of the Court after such time that additional discovery on the matter has occurred.

The Clerk is directed to enter this Order as of the date first hereinabove appearing and to send attested copies to all counsel of record, as well to the Business Court Central office at Business Court Division, 380 West South Street, Suite 2100, Martinsburg, West Virginia 25401. Entered this 31<sup>th</sup> day of May 2022.



The Honorable Jennifer P. Dent  
Judge, West Virginia Business Court Division