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FILED

ADMINISTRATIVE ORDER
SUPREME COURT OF APPEALS OF WEST VIRGINIA
Aug 24 2022
04:00PM EDT
Transaction ID 67968578

2022 AUG 24 P 4:19

EQT PRODUCTION COMPANY,
Petitioner
vs. Marshall County Circuit Court No. 22-P-6

MATTHEW IRBY, West Virginia State Tax Commissioner,
Respondent

AND

Supreme Court Docket No. 22-649

EQT PRODUCTION COMPANY,
Petitioner

vs. Wetzel County Circuit Court No. 22-P-7

MATTHEW IRBY, West Virginia State Tax Commissioner,
Respondent

ORDER ON REFERRAL

On July 21, 2022, Honorable David W. Hummel, Jr., filed a voluntary recusal request with the Chief Justice of the Supreme Court of Appeals of West Virginia, requesting recusal from all pending matters involving EQT Production Company currently before the Second Judicial Circuit of West Virginia, including, but not limited to, the two above-captioned matters.

On August 5, 2022, Honorable Jeffrey D. Cramer, Judge of the Second Judicial Circuit, filed a voluntary recusal request with the Chief Justice of the Supreme Court of Appeals of West Virginia, requesting recusal from all pending matters involving EQT Production Company currently before the Second Judicial Circuit of West Virginia, including, but not limited to, the two above-captioned matters.

The Chief Justice, upon review of the reasons for the recusals, deems each of them to be warranted.

It is ORDERED that the request for voluntary recusal from Judge Hummel, Jr. in *EQT v. Irby*, Marshall County Circuit Court No. 22-P-6, and *EQT v. Irby*, Wetzel County Circuit Court No. 22-P-7, is granted.

It is ORDERED that the request for voluntary recusal from Judge Cramer in *EQT v. Irby*, Marshall County Circuit Court No. 22-P-6, and *EQT v. Irby*, Wetzel County Circuit Court No. 22-P-7, is granted.

Upon further review, the Chief Justice has determined that the principal claims in the actions involve matters of significance to the transactions, operations, or governance between business entities as required by TCR 29.04(a)(1), and that specialized treatment is likely to improve the expectation of a fair and reasonable resolution of the controversy as required by TCR 29.04(a)(2).

It is ORDERED that these matters are referred to the Business Court Division.

Any objection by a party to the transfer shall be filed within 10 days of the entry of this order, in writing, with the Supreme Court of Appeals of West Virginia.

The Clerk of Court shall provide a copy of this order to the Honorable Michael D. Lorensen, Chair of the Business Court Division, for assignment of a presiding judge and such other actions as are necessary to effectuate the provisions of TCR 29; to the Central Office of the Business Court Division, and to the Clerks of the Circuit Court of Marshall County and the Circuit Court of Wetzel County.

ENTERED: AUGUST 24, 2022




JOHN A. HUTCHISON
Chief Justice

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In Administrative Book No. 25
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