IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST WIRESHTSON, CLERA P.C. BUSINESS COURT DIVISION KANAWHA COUNTY COURT ON AREA MEDICAL CENTERS.

CHARLESTON AREA MEDICAL CENTER, INC.,

PLAINTIFF,

CIVIL ACTION NO. 22-C-359

PRESIDING JUDGE NINES

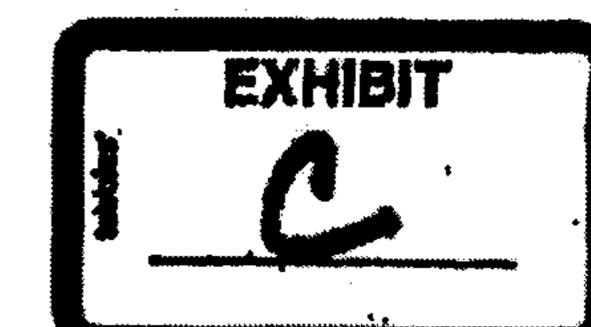
RESOLUTION JUDGE AKERS

WEST VIRGINIA UNITED HEALTH SYSTEM. INC., d/b/a WEST VIRGINIA UNIVERSITY HEALTH SYSTEM, and WVU HEALTH SYSTEM; THOMAS HEALTH SYSTEM, INC., W/Wa THOMAS HEALTH; HERBERT J. THOMAS MEMORIAL HOSPITAL ASSOCIATION, What THOMAS MEMORIAL HOSPITAL; CHARLESTON HOSPITAL, INC., db/a SAINT FRANCIS HOSPITAL; THS PHYSICIAN PARTNERS, INC.; PULMONARY ASSOCIATES OF CHARLESTON PLLC, 4/b/a CRITICAL CARE, PLLC; TRAKE, LLC; PHILLIP COX, D.O., an individual; KEVIN EGGLESTON, M.D., an individual; ROBBY KEITH, M.D., an individual; JAMES D. PERRY, III, D.O., an individual; TAMEJIRO "TOM" TAKUBO, D.O., an individual; RYAN WADDELL, D.O., an individual; and W. ALEX WADE, M.D., an individual,

DEFENDANTS.

ORDER GRANTING PLAINTIFF CHARLESTON AREA MEDICAL CENTER. INC.'S MOTION FOR LEAVE TO FILE REDACTED MOTION TO CONSOLIDATE AND TO FILE CONFIDENTIAL EXHIBITS THERETO UNDER SEAL

On a date prior, Plaintiff Charleston Area Medical Center, Inc. ("Plaintiff") properly moved this Court to enter an Order granting its Motion for Leave to File Redacted Motion to Consolidate and to File Confidential Exhibits Thereto Under Seal and Incorporated Memorandum of Law ("the Motion"). Having considered the Motion, and being otherwise duly advised, the Court FINDS that Exhibit 1 through Exhibit 7 and Exhibit 9 through Exhibit 12 to Plaintiff Charleston Area Medical Center, Inc.'s Motion to Consolidate and Incorporated Memorandum of Law in Support ("the Metion to Consolidate") are subject to affirmative



confidentiality obligations, and/or contain confidential information, as represented in the Motion. The Court FURTHER FINDS that the Motion to Consolidate substantially reproduces multiple portions of Exhibit 1 through Exhibit 7 and Exhibit 9 through Exhibit 12, which are subject to affirmative confidentiality obligations as represented in the Motion, such that the Motion to Consolidate must be treated as confidential. In view of the nature and scope of the confidentiality obligations applicable to the foregoing, the Court FURTHER FINDS that these materials must remain sealed indefinitely.

Being duly advised, the Court CONCLUDES that good cause supports the Motion and does HEREBY GRANT the same. Plaintiff is HEREBY GRANTED LEAVE to file its Motion to Consolidate WITH REDACTIONS. In that regard, the Clerk of the Court is DIRECTED to file the REDACTED version of Plaintiff Charleston Area Medical Center, Inc.'s Motion to Consolidate and Incorporated Memorandum of Law in Support, as well as Exhibit 8 and Exhibit 13 thereto, all of which Plaintiff provided as Exhibit A to the Motion, forthwith. The REDACTED version of Plaintiff Charleston Area Medical Center, Inc.'s Motion to Consolidate and Incorporated Memorandum of Law in Support, as well as Exhibit 8 and Exhibit 13 thereto, SHALL BE made available to the public.

Furthermore, Plaintiff is HEREBY GRANTED LEAVE to file an UNREDACTED version of Plaintiff Charleston Area Medical Center, Inc.'s Motion to Consolidate and Incorporated Memorandum of Law in Support, as well as Exhibit 1 through Exhibit 7 and Exhibit 9 through Exhibit 12 thereto, UNDER SEAL. In that regard, the Clerk of the Court is DIRECTED to file the UNREDACTED version of Plaintiff Charleston Area Medical Center, Inc.'s Motion to Consolidate and Incorporated Memorandum of Law in Support, as well as Exhibit 1 through Exhibit 7 and Exhibit 9 through Exhibit 12 thereto, UNDER SEAL

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The Clerk of the Court is FURTHER DIRECTED to send a certified copy of this Order to counsel of record.

ENTERED this 5th day of December, 2022.

Honorable Shawn D. Nines, Presiding Judge

Prepared and Presented By:

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Date: Certified copies Serif to: Counsel of record P. Combs T. Hurney parties Right A. Cooke R. Aliff

By: Certified/1st class mail C. Harlow tax hand delivery interdepartmental Other dispectives accomplished.

Deputy Circuit Clerk

T. Faiell T. Amos Deputy Circuit Clerk

(72108015.1) Carol Milla, Bus. Ct.