

In the Circuit Court of Ohio County, West Virginia

TRI-STATE AMBULANCE, INC.,
Plaintiff,

v.

Case No. CC-35-2020-C-155
Judge Michael Lorensen

**WHEELING HOSPITAL, INC.,
WHEELING HOSPITAL, INC.,
WEST VIRGINIA UNIVERSITY
HOSPITALS, INC.,
HEALTHTEAM CRITICAL CARE
TRANSPORT, LLC,
HEALTHNET AEROMEDICAL
SERVICES, INC. ET AL,**
Defendants

**DAY ORDER FROM DECEMBER 19, 2022 HEARING AND ORDER STAYING CASE
UNTIL MARCH 31, 2023**

CAME the parties, in an initial case management conference and status conference on December 19, 2022, commencing at 2:00 p.m.

Robert J. D'Anniballe, Jr., Esq. appeared for Plaintiff Tri-State Ambulance, Inc., Erin R. Valjanic, Esq. appeared for Defendant West Virginia University Hospitals, Inc., Michael C. Cardi, Esq. appeared for Defendants HealthTeam Critical Care Transport, LLC and Healthnet Aeromedical Services, Inc., and Paul N. Garinger, Esq. appeared for Defendant Wheeling Hospital, Inc.

1. The parties took up scheduling. Counsel for Plaintiff proffered that the parties had conferred and prior to this Court entering a scheduling order and the parties engaging in further discovery, the parties, by agreement, were discussing an alternative process to effectuate a resolution of this civil action, wherein the parties would engage an expert of the valuation of assets at issue. Counsel for Plaintiff requested a stay of this case while

they pursued this resolution track to save the expense of pursuing a discovery track simultaneously with this resolution track.

2. All counsel averred their agreement to this alternative track for resolution of this matter, and to a stay of this matter.
3. The undersigned, considering the agreement of all counsel, agreed to stay this matter for a period of ninety days, or longer if needed. The Court notes counsel averred part of their estimate for the length of requested stay depends on the amount of time the yet-to-be retained expert will need to complete his or her valuation of assets.
4. The undersigned set this matter for status conference on March 31, 2023 at 10:30 a.m. via Microsoft Teams, at which time the parties will report as to the effectiveness of the alternative resolution route and advise the undersigned if more time is needed or if a scheduling order is needed.
5. Therefore, by agreement of the parties, this civil action shall be STAYED until such time as the Court lifts it or until the March 31, 2023 status hearing.
6. Counsel proffered they had no other matters to take up today.
7. The hearing was then adjourned.

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.

ENTER: December 20, 2022

/s/ Michael Lorensen
Circuit Court Judge
1st Judicial Circuit

Note: The electronic signature on this order can be verified using the reference code that appears in the upper-left corner of the first page. Visit www.courtsv.gov/e-file/ for more details.