

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

TRITON CONSTRUCTION, INC.,  
a West Virginia corporation,

Plaintiff,

v.

CIVIL ACTION NO. 21-C-7

Presiding Judge: David M. Hammer

Resolution Judge: Michael D. Lorensen

GANNETT FLEMING, INC.,  
a Delaware Corporation, and  
MONONGAHELA CONSERVATION  
DISTRICT, a subdivision of the State  
of West Virginia,

Defendants.

**ORDER**

UPON CONSIDERATION of the parties' *Joint Stipulation* related to a misunderstanding by Plaintiff, Defendants stipulated that their expert, Dr. David W. Sykora, will be made available on March 7, 2023, for his deposition, which is seven (7) days past the discovery deadline.

Additionally, the parties mutually agreed to extend the deadline for the filing of dispositive motions by seven (7) days to March 22, 2022. Responses are to be filed within fifteen (15) days of the motions and replies will be filed within eleven (11) days of the responses.

WHEREFORE, the Court **ORDERS** that the *Scheduling Order for Fraud Claims* entered September 6, 2022 be amended to extend the deadline to file dispositive motions to March 22, 2023.

ENTERED this 14 day of MARCH, 2023.

  
HONORABLE DAVID M. HAMMER

Entered: March 14, 2023

Lisa Leishman, Clerk

By: Sandy Murray, Deputy