

FILED

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

2023 SEP -7 AM 10:15

CATHY S. GATSON, CLERK
KANAWHA COUNTY CIRCUIT COURT

CHARLESTON AREA MEDICAL CENTER,
INC.,

CIVIL ACTION NO. 22-C-359
PRESIDING JUDGE NINES
RESOLUTION JUDGE AKERS

PLAINTIFF,

v.

WEST VIRGINIA UNITED HEALTH SYSTEM,
INC., *d/b/a* WEST VIRGINIA UNIVERSITY
HEALTH SYSTEM, *and* WVU HEALTH
SYSTEM; THOMAS HEALTH SYSTEM, INC.,
d/b/a THOMAS HEALTH; HERBERT J.
THOMAS MEMORIAL HOSPITAL
ASSOCIATION, *d/b/a* THOMAS MEMORIAL
HOSPITAL; CHARLESTON HOSPITAL, INC.,
d/b/a SAINT FRANCIS HOSPITAL; THIS
PHYSICIAN PARTNERS, INC.; PULMONARY
ASSOCIATES OF CHARLESTON PLLC, *d/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

This matter came before the Court on this 1st day of September 2023, upon Defendant West Virginia United Health System, Inc.'s Motion to Compel. The parties have fully briefed the issues necessary. On this day, oral argument was presented by the parties regarding the facts and legal contentions in the materials before the court. At the conclusion of the parties' oral argument, the Court indicated that it will take this matter under consideration and held its ruling in abeyance, pending further review. The Court likewise directed the movant and Plaintiff Charleston Area

SCANNED

288-38

2020年12月31日


2020年12月31日

Medical Center to file proposed orders regarding this matter and serve a copy upon all non-moving parties, by September 8, 2023.

It is hereby ORDERED that Defendant West Virginia United Health System, Inc.'s Motion to Compel be held in ABEYANCE pending further review.

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.

Entered this 7th day of September, 2023


The Honorable Shawn D. Nines

Date: 9/7/23
Certified copies sent to:
___ counsel of record K. Miller
___ parties A. Goeke
___ other (please indicate) J. Hyung
By: K. Baldman
___ certified/1st class mail
___ fax
___ hand delivery
___ interdepartmental
Other direction accomplished: Business Ct. Cent off.
[Signature]
Deputy Circuit Clerk