

**IN THE CIRCUIT COURT OF OHIO COUNTY, WEST VIRGINIA
BUSINESS COURT DIVISION**

TRI-STATE AMBULANCE, INC.,

Plaintiff,

vs.

**Civil Action No.: 20-C-155
Presiding: Judge Lorensen**

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

Defendants.

**DAY ORDER FROM OCTOBER 16, 2023 HEARING AND ORDER STAYING
CASE UNTIL JANUARY 22, 2024**

CAME the parties, in a status conference on October 16, 2023, commencing at 2:00 p.m.

Robert J. D'Anniballe, Jr., Esq. appeared for Plaintiff Tri-State Ambulance, Inc., Erin R. Vuljanic, 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. Conference was had as to the status of the parties' agreed alternative process to effectuate a resolution of this civil action, wherein the parties would engage an expert for the valuation of assets at issue.

2. Counsel for Plaintiff averred progress has occurred with their agreed resolution track, although it has moved slower than anticipated. The parties are in the process of getting the valuations complete.
3. Counsel for Defendants agreed. Counsel for Defendant Wheeling Hospital, Inc. averred that the resolution track has taken longer than anticipated but that the parties are still committed to the resolution path they have gone down.
4. After an inquiry by the undersigned, counsel requested an additional stay of 90 days to continue this resolution track. Other counsels were in agreement.
5. The undersigned, taking into account the proffered substantial efforts that are being made towards resolution, being satisfied the parties are making progress toward resolution, and considering the agreement of the parties to a stay, agreed to stay this matter for a period of ninety days, or longer if needed.
6. The undersigned set this matter for status conference on January 22, 2024 at 11:00 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.
7. Therefore, by agreement of the parties, this civil action shall be STAYED until such time as the Court lifts it or until the January 22, 2024 status hearing.
8. Counsel proffered they had no other matters to take up today.
9. 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: October 17, 2023



JUDGE MICHAEL D. LORENSEN
JUDGE OF THE WEST VIRGINIA
BUSINESS COURT DIVISION