

FILED

2023 JUL -6 PM 1:47
CATHY S. GATSON, CLERK
KANAWHA COUNTY CIRCUIT COURT

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

EZRA SCHOOLCRAFT,

Plaintiff,

v.

Civ. Action No. 22-C-910
Judge Joseph K. Reeder

JEFFREY ISNER,

Defendant,

And

PBC ENERGY, LLC,

Nominal defendant.

**AGREED ORDER RESOLVING DEFENDANT ISNER'S MOTION TO STAY AND TO
COMPEL ARBITRATION**

On December 12, 2022, Defendant Isner filed a Motion to Stay and to Compel Arbitration (the "Motion"). After that filing, this matter was referred to this Court. The Motion was fully briefed and on June 29, 2023, this Court held a hearing on the Motion. Following that hearing, the parties notified this Court that they agreed to the following stipulation:

Plaintiff Schoolcraft and Defendant Isner stipulate and agree that, solely for purposes of this civil action in the Kanawha County Circuit Court, Business Court Division (Civ. Action No. 22-C-910), Plaintiff Schoolcraft shall not pursue any claims for damages for any loss of or harm to his positions or ownership interests in Sycamore Midstream LLC, Pillar Fund 1, LLC, or Pillar Fund 2, LLC in this civil action; that any and all such claims in the Complaint are stayed; and that if Plaintiff Schoolcraft elects to pursue such claims for damages during the pendency of this action, he must do so by way of arbitration. The parties agree and understand that by way of this stipulation, Plaintiff Schoolcraft does not give up any rights, claims, damages, causes of actions, or any legal remedies or opportunities whatsoever, except as explicitly identified herein.

The parties further informed this Court that it is their agreed position that the stipulation above resolves Defendant Isner's Motion. Accordingly, the stipulated resolution set forth above is SO

SCANNED

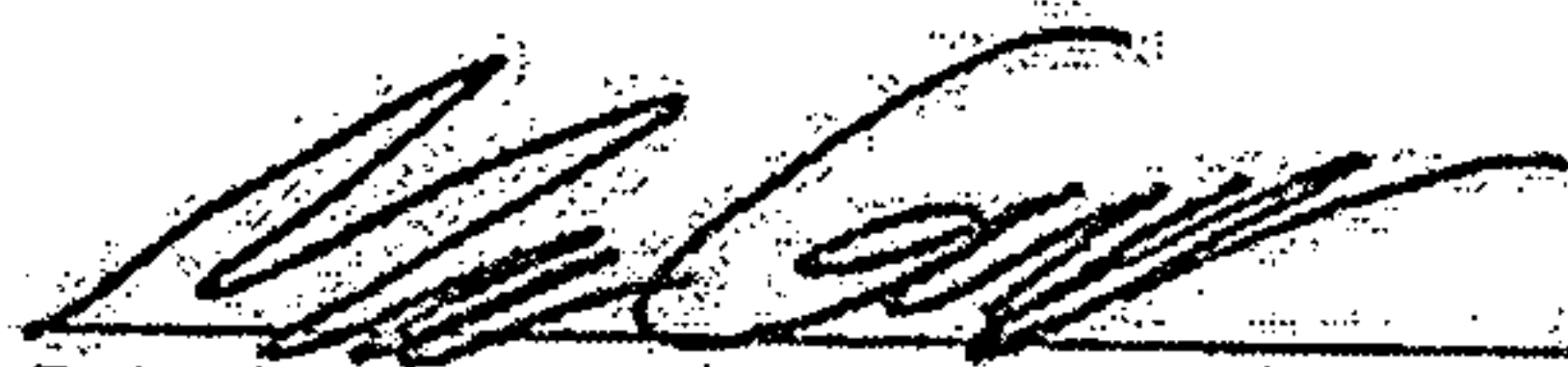
ORDERED; the Motion is **TERMINATED**; and the claims described in the parties' stipulation (including Count III of the Complaint and any other such claims, to the extent any exist, whether pleaded as standalone counts or otherwise) are hereby **STAYED** pending further order of the Court.

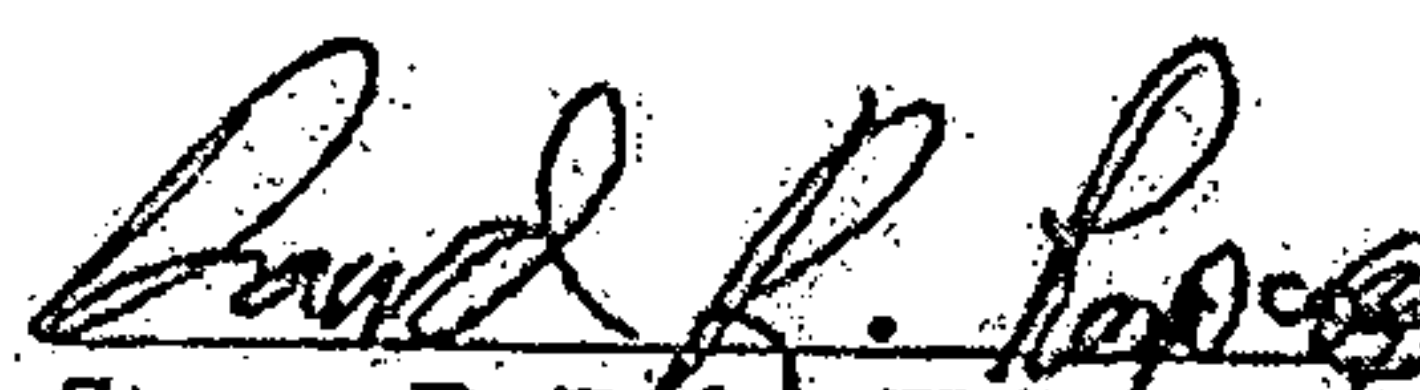
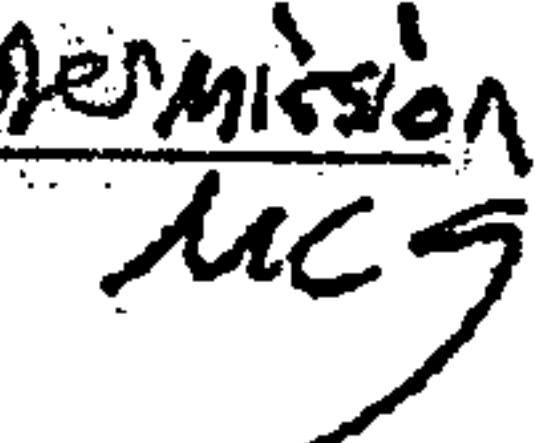
This Court **DIRECTS** the Clerk to send a copy of this Order to counsel of record and any unrepresented party.

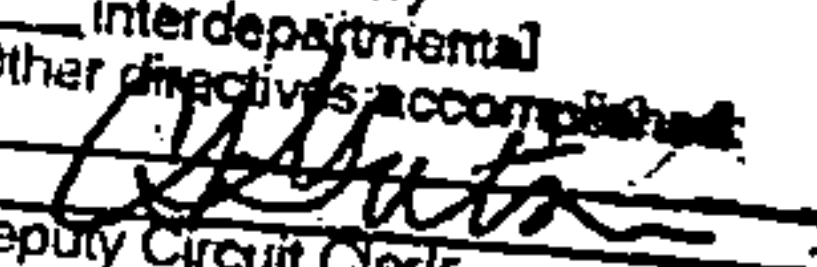
ENTER: 7/6/23


JUDGE JOSEPH K. REEDER

Submitted by:


J. Zak Ritchie (WVSB #11705)
Max Gottlieb (WVSB #13201)
HISSAM FORMAN DONOVAN RITCHIE PLLC
P.O. Box 3983
Charleston, WV 25339
681-265-3802 office
304-982-8056 fax
zritchie@hfdrlaw.com
mgottlieb@hfdrlaw.com
Counsel for Ezra Schoolcraft

 w/permission
Steven R. Ruby (WVSB #10752) 
David R. Pogue (WVSB #10806)
CAREY DOUGLAS KESSLER & RUBY, PLLC
901 Chase Tower, 707 Virginia St., E.
P.O. Box 913
Charleston, WV 25323
Telephone: (304) 345-1234
Facsimile: (304) 342-1105
sruby@cdkrlaw.com
drpogue@cdkrlaw.com
Counsel for Jeffrey Isner

Date: 7/6/23
Certified copies sent to:
☒ counsel of record Z. Ritchie
☐ parties D. Pogue
☐ other
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By: 
☐ certified/1st class mail
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Other directives accomplished:
Deputy Circuit Clerk