

**ADMINISTRATIVE ORDER
SUPREME COURT OF APPEALS OF WEST VIRGINIA**

CHARLESTON AREA MEDICAL CENTER,
Plaintiff

vs.

Kanawha County Civil Action No. 22-C-359
Supreme Court Docket No. 22-572

WEST VIRGINIA UNITED HEALTH SYSTEM, INC.,
THOMAS HEALTH SYSTEM, INC.,
HERBERT J. THOMAS MEMORIAL HOSPITAL ASSOCIATION,
CHARLESTON HOSPITAL, INC.,
THS PHYSICIAN PARTNERS, INC.;
PULMONARY ASSOCIATES OF CHARLESTON PLLC,
TRAKE, LLC,
PHILLIP COX, D.O.,
KEVIN EGGLESTON, M.D.,
ROBERT KEITH, M.D.,
JAMES D. PERRY, III, D.O.,
TAMEJIRO "TOM" TAKUBO, D.O.,
RYAN WADDELL, D.O., and
W. ALEX WADE, M.D.
Defendants

ORDER GRANTING REFERRAL

On July 15, 2022, the defendant, Trake LLC, by counsel, Marc R. Weintraub, Bailey & Glasser, LLP, filed a motion to refer this case to the Business Court Division in accordance with Rule 29 of the West Virginia Trial Court Rules ("TCR"). Defendant states in the motion that all parties are in agreement that the case should be referred.


Upon careful review and consideration of the motion, the Chief Justice has determined that the principal claims in the action involve matters of significance to the transactions, operations, or governance between business entities as required by TCR 29.04(a)(1), and that specialized treatment is likely to improve the expectation of a fair and reasonable resolution of the controversy as required by TCR 29.04(a)(2).

It is ORDERED that the motion to refer this action to the Business Court Division is GRANTED.

The Clerk of Court shall provide a copy of this order to the Honorable Michael D. Lorensen, Chair of the Business Court Division, for assignment of a presiding judge and such other actions as are necessary to effectuate the provisions of TCR 29; to the Central Office of the Business Court Division, to the Honorable Tera L. Salango, Judge of the Circuit Court of Kanawha County, and to the Clerk of the Circuit Court of Kanawha County.

ENTERED: AUGUST 23, 2022





JOHN A. HUTCHISON
Chief Justice