

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

STATE CERTIFIED TERMITE & PEST, LLC,
JEFFREY SCHULTZ, and
WILLIAM R. ROGERS, individually and derivatively
on behalf of State Certified Termite & Pest, LLC,
Plaintiffs

vs.

Berkeley County Civil Action No. 20-C-170
Supreme Court Docket No. 22-BCD-04

SCOTT W. MCDERMITT,
Defendant

ORDER DENYING REFERRAL

On February 23, 2022, the plaintiffs, State Certified Termite & Pest, LLC, Jeffrey Schultz, and William R. Rogers, by counsel, Nicola D. Smith and Christian J. Riddell, The Riddell Law Group, 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"). On March 4, 2022, the defendant, Scott McDermitt, by counsel, Michael L. Scales, Michael L. Scales, PLLC, filed a response to the motion.

Upon careful review and consideration, the Chief Justice has determined that this dispute does not require specialized treatment to improve the expectation of a fair and reasonable resolution, and this case does not meet the criteria for referral under T.C.R. 29.04(a)(2).

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

The Clerk of Court shall provide a copy of this order to the Honorable Michael D. Lorensen, Chair of the Business Court Division, the Central Office of the Business Court Division, the Honorable R. Steven Redding, Judge of the Berkeley County Circuit Court, and to the Clerk of the Circuit Court of Berkeley County.

ENTERED: MARCH 29, 2022




JOHN A. HUTCHISON
Chief Justice