

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

KAPITUS SERVICING, INC., formerly known as
Colonial Funding Network, Inc.,
Plaintiff

vs.

Tucker County Civil Action No. **22-C-4**
Supreme Court Docket No. **22-BCD-08**

TIMBERLINE FOUR SEASONS UTILITIES INC. and
CANAAN VALLEY PUBLIC SERVICE DISTRICT, individually
And in its capacity as Receiver of
Timberline Four Seasons Utilities Inc.,
Defendants

ORDER GRANTING REFERRAL

On June 6, 2022, the plaintiff, Kapitus Servicing, Inc., by Sarah C. Ellis, Benjamin McFarland, and Colton C. Parsons, Steptoe & Johnson PLLC, 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").

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 Lynn A. Nelson, Judge of the Circuit Court of Tucker County, and to the Clerk of the Circuit Court of Tucker County.

ENTERED: JUNE 30, 2022





JOHN A. HUTCHISON
Chief Justice