

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

THE WEST VIRGINIA INVESTMENT
MANAGEMENT BOARD, a public body
corporate, and THE WEST VIRGINIA
CONSOLIDATED PUBLIC RETIREMENT
BOARD, a public agency,

Plaintiffs,

v.

Civil Action No. 09-C-2104
Presiding Judge: Christopher C. Wilkes
Resolution Judge: James J. Rowe

THE VARIABLE ANNUITY LIFE
INSURANCE COMPANY, a Texas
corporation,

Defendant.

Case Management Order

On January 16, 2015, Plaintiffs, The West Virginia Investment Management Board (IMB) and The West Virginia Consolidated Public Retirement Board (CPRB), and Defendant, The Variable Annuity Life Insurance Company (VALIC), appeared for a telephonic case management/scheduling conference pursuant to Rule 29.08(c) of the West Virginia Trial Court Rules. During the conference, the parties jointly moved for a 90 day stay of discovery to allow the parties to undertake settlement efforts, and requested that the matter be forwarded to the Resolution Judge for the expedited scheduling of mediation. The parties also jointly moved the Court that, if any party believes that the case is not progressing toward settlement during the stay, that party may contact the Court and ask that a scheduling conference be set and the stay lifted.

WHEREFORE, the Court grants the joint motions of the parties and ORDERS that discovery in the case be stayed for 90 days from the date of entry of this Order, and that this

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BERKELEY COUNTY
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VIRGINIA H. SINE, CLERK

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matter be forwarded to the Resolution Judge for prompt mediation and resolution efforts. It is further ORDERED that, in the event any party is not satisfied with the progress of the settlement efforts, such party may contact the Presiding Judge and seek a scheduling conference. The Clerk shall provide copies of this Order to all counsel of record, the Business Court Division Central Office at the Berkeley County Judicial Center, 380 W. South Street, Martinsburg, West Virginia 25401, and to the Resolution Judge, Judge James J. Rowe, at the Greenbrier County Courthouse, 200 N. Court Street, Lewisburg, West Virginia 24901.

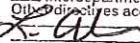
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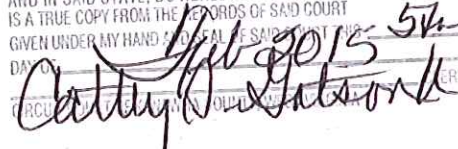
February 5, 2015


CHRISTOPHER C. WILKES, JUDGE
BUSINESS COURT DIVISION


Prepared by:


Gerard R. Stowers (WVSB 3633)
Special Assistant Attorney General
Lenna R. Chambers (WVSB 10337)
BOWLES RICE LLP
600 Quarrier Street
Post Office Box 1386
Charleston, West Virginia 25325-1386
(304) 347-1100
Counsel for Plaintiffs

Date: 2/5/15
Certified copies sent to:
☒ counsel of record
☐ parties
☐ other Judge Rowe, Bus Ct
 (please indicate)
 By:
☒ certified/1st class mail
☐ fax
☐ hand delivery
☐ interdepartmental
 Only directives accomplished:

Deputy Circuit Clerk

STATE OF WEST VIRGINIA
COUNTY OF KANAWHA, SS
I, CATHY S. GATSON, CLERK OF CIRCUIT COURT OF SAID COUNTY
AND IN SAID STATE, DO HEREBY CERTIFY THAT THE FOREGOING
IS A TRUE COPY FROM THE RECORDS OF SAID COURT
GIVEN UNDER MY HAND AND SEAL OF SAID COURT THIS
DAY OF Feb 2015 5th

CATHY S. GATSON, CLERK

Inspected and Agreed to by:


Thomas J. Hurney Jr. (WVSB 1853)
Michael M. Fisher (WVSB 4353)
Erin R. Stankewicz (WVSB 10242)
Patricia M. Bello (WVSB 11500)
JACKSON KELLY PLLC
1600 Laidley Tower
Post Office Box 553
Charleston, West Virginia 25322
(304) 340-1000
Counsel for Defendant