

**ADMINISTRATIVE ORDER**

**SUPREME COURT OF APPEALS OF WEST VIRGINIA**

**Dealership Management Company, LLC,  
Plaintiff**

**vs. No. 11-C-519 (Berkeley County)**

**Air-Row Sheet Metal Co., Inc.,  
Defendant/Third-Party Plaintiff**

**vs.**

**Toby Karg Sales Agency, Air-Management,  
Aaron, Inc., and AIA Thomas Design,  
Third-Party Defendants**

**and**

**State Auto Property and Casualty Insurance Company,  
Intervention Plaintiff**

The Honorable Christopher C. Wilkes, Judge of the Twenty-Third Judicial Circuit, has filed a *Judicial Request to Refer Case to the Business Court Division* with the Berkeley County Circuit Court in which he requested that the above-styled case be referred to the Business Court Division pursuant to Trial Court Rule 29 of the West Virginia Trial Court Rules ("TCR"). A response was filed on behalf of State Auto Property and Casualty Insurance Company by counsel, Michelle L. Gorman and Pietragallo Gordon Alfano Bosick & Raspanti, LLP. These documents were carefully reviewed by the Chief Justice for his consideration.

The principal claim in this action involves matters of significance to the transactions between business entities and the case contains commercial issues in which specialized treatment is likely to improve the expectation of a fair and reasonable resolution of the controversy because of the need for specialized knowledge or expertise in the subject matter or familiarity with some specific law or legal principles that may be applicable. Accordingly, this case satisfies the requirements of TCR 29.04. Therefore, I am granting the request to refer this case to the Business Court Division.

It is hereby ORDERED that the request to refer this case to the Business Court Division is granted, and this Order shall be transmitted to the Honorable Christopher C. Wilkes, 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.

It is further ORDERED that any members of the Business Court Division assigned to this matter by Judge Wilkes are authorized pursuant to Article VIII § 3 of the West Virginia Constitution and TCR 29.07(b) to preside over the above-styled case in Berkeley County.

It is further ORDERED that a copy of this ORDER be transmitted to the Central Office of the Business Court Division and to the Clerk of the Circuit Court of Berkeley County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: AUGUST 1, 2013

  
BRENT D. BENJAMIN  
Chief Justice