

BERKELEY COUNTY
CLERK
2014 SEP 23 10:00
VIRGINIA M. SINE, CLERK

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

MONONGAHELA POWER COMPANY,
Plaintiff,

vs.

Civil Action No.: 14-C-7
Presiding Judge: Russell M. Clawges, Jr.
Resolution Judge: Thomas C. Evans, III

**CITIZENS TELECOMMUNICATIONS
COMPANY OF WEST VIRGINIA,** doing
business as Frontier Communications of
West Virginia; and Frontier Communications
Corporation,
Defendants.

AND

CONSOLIDATED WITH:

THE POTOMAC EDISON COMPANY,
Plaintiff,

vs.

Berkeley County
Civil Action No.: 14-C-28

**CITIZENS TELECOMMUNICATIONS
COMPANY OF WEST VIRGINIA,** doing
business as Frontier Communications of
West Virginia; and Frontier Communications
Corporation,
Defendants.

AND

THE POTOMAC EDISON COMPANY,
Plaintiff,

vs.

Berkeley County
Civil Action No.: 14-C-29

**FRONTIER COMMUNICATIONS OF
WEST VIRGINIA and FRONTIER
COMMUNICATIONS CORPORATION,**
Defendants.

BERKELEY COUNTY
CIRCUIT CLERK
2014 SEP -3 PM 2:56
VIRGINIA M. SINE, CLERK

CONSOLIDATION AND INTERIM SCHEDULING ORDER

On the 18th day of August, 2014, came the Plaintiffs, Monongalia Power Company and the Potomac Edison Company, by their counsel, Steven M. Recht, Douglas J. Behr and Christiaan Segura, appearing telephonically, and came the Defendants, Citizens Telecommunications Company of West Virginia, by its counsel, Charles F. Printz, Jr., appearing telephonically, and Frontier Communications Corporation, by its counsel, Joseph J. Starsick, Jr., Christopher S. Huther and Claire J. Evans, appearing telephonically, for a scheduling conference in the above-referenced matter.

The parties agreed that the above-referenced matters should be consolidated under the Brooke County case. It is therefore ORDERED that these actions are **CONSOLIDATED** and that all further pleadings shall be filed in Monongahela Power Company v. Citizens Telecommunications Company of West Virginia, Civil Action No. 14-C-7 in the Circuit Court of Brooke County, West Virginia.

It is further ORDERED that the Plaintiffs will file their response briefs to the Motions to Dismiss of the Defendant on or before the 5th day of September, 2014. The Defendants will file their reply briefs on or before the 19th day of September, 2014. A hearing on the Motions to Dismiss of the Defendant has been scheduled on October 15, 2014, at 1:00 o'clock p.m. in the Courtroom No. 1 of the Monongalia County Courthouse, 243 High Street, Morgantown, WV 26505.

The Clerk shall transmit certified copies to counsel of record; the Presiding Judge, Russell M. Clawges, Jr.; the Resolution Judge Thomas C. Evans, III; the Business Court Division

SEPTEMBER 3 2014 PM 2:56
CLERK
BROOKE COUNTY
RUSSELL M. CLAWGES, JR.
THOMAS C. EVANS, III
BUSINESS COURT DIVISION

Central Office, Berkeley County Judicial Center, 380 W. South Street, Martinsburg, West Virginia
25401, and to the Circuit Clerk for Berkeley County, West Virginia.

ENTER:

August 20, 2014

JUDGE

A TRUE COPY
ATTEST

Virginia M. Sine
Clerk Circuit Court

By: Martha Melnick
Deputy Clerk

I hereby certify that the annexed
instrument is a true and correct
copy of the original on file in my
office.

Attest Glenda Brooks
Clerk, Circuit Court
Brooke County, West Virginia

By: Mary L. Sigal, Deputy