

IN THE SUPREME COURT OF APPEALS OF WEST VIRGINIA

**W. HARLEY MILLER CONTRACTORS, INC.,**

**Plaintiff,**

**v.**

**Jefferson County Circuit Court  
Civil Action No. 15-C-62**

**JEFFERSON COUNTY BOARD OF EDUCATION,  
HELBING LIPP RECNY ARCHITECTS, INC., d/b/a  
HELBING LIPP RECNY ARCHITECTS, and  
DAVID LIPP,**

**Defendants.**

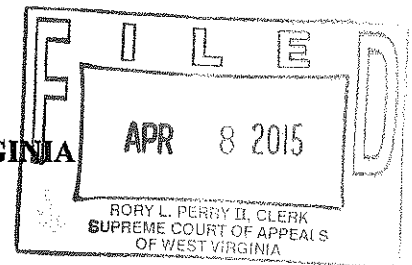
**JOINDER OF HELBING LIPP RECNY ARCHITECTS, INC., d/b/a HELBING LIPP  
RECNY ARCHITECTS, AND DAVID LIPP IN THE JEFFERSON COUNTY BOARD  
OF EDUCATION'S RESPONSE TO PLAINTIFF'S MOTION TO REFER CASE  
TO THE BUSINESS COURT DIVISION**

Comes now Defendants, Helbing Lipp Recny Architects, Inc., d/b/a Helbing Lipp Recny Architects, and David Lipp ("Helbing Lipp"), by counsel, William J. Powell and Jackson Kelly PLLC, and joins in and incorporates by reference the Response to Plaintiff's Motion to Refer Case to the Business Court Division filed by The Jefferson County Board of Education.

WHEREFORE, Helbing Lipp respectfully requests the Court deny Plaintiff's Motion to Refer Case to the Business Court Division for the reasons set forth in the response filed by The Jefferson County Board of Education.

**HELBING LIPP RECNY ARCHITECTS,  
INC., d/b/a HELBING LIPP RECNY  
ARCHITECTS, AND DAVID LIPP**

**By Counsel**



JACKSON KELLY PLLC



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Defendants.

CERTIFICATE OF SERVICE

I, William J. Powell, counsel for Defendants Helbing Lipp Recny Architects, Inc., d/b/a Helbing Lipp Recny Architects, and David Lipp, hereby certify that on this 8<sup>th</sup> day of April, 2015, a copy of the foregoing **JOINDER OF HELBING LIPP RECNY ARCHITECTS, INC., d/b/a HELBING LIPP RECNY ARCHITECTS, AND DAVID LIPP IN THE JEFFERSON COUNTY BOARD OF EDUCATION'S RESPONSE TO PLAINTIFF'S MOTION TO REFER CASE TO THE BUSINESS COURT DIVISION** was served via electronic transmission and/or via United States, first class mail, postage prepaid to:

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*Counsel for The Jefferson County Board of Education*

Honorable David H. Sanders, Judge  
Jefferson County Courthouse  
100 E. Washington Street  
Charles Town, WV 25414

Business Court Division Central Office  
Berkeley County Judicial Center  
380 West South Street, Suite 2100  
Martinsburg, WV 25401

  
WILLIAM J. POWELL