

**ADMINISTRATIVE ORDER**

**SUPREME COURT OF APPEALS OF WEST VIRGINIA**

**Greer Industries, Inc.,  
Plaintiff**

**vs. Civil Action No. 15-C-74** (Monongalia County)

**West Virginia University Foundation, Inc.,  
Defendant**

The Chief Justice of the Supreme Court of Appeals has been advised that Defendant West Virginia University Foundation, Inc., by counsel, John R. Hoblitzell, John D. Hoblitzell III, Teresa J. Dumire, and the law firm of Kay Casto & Chaney PLLC, have filed a motion to refer the above-styled action to the Business Court Division pursuant to Rule 29 of the West Virginia Trial Court Rules ("TCR") and have requested that that Chief Justice consider said motion on an expedited basis. The Chief Justice has determined that good cause exists to consider the motion without response under TCR 29.06(a)(4).

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). The Chief Justice has further determined 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), and the motion to refer should therefore be granted.

It is hereby ORDERED that the motion to refer this action 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 this matter be consolidated with Monongalia County Civil Action No. 13-C-468, which is currently pending before the Business Court Division.

It is further ORDERED that a copy of this ORDER be transmitted to the Central Office of the Business Court Division; the Honorable Russell M. Clawges Jr., Judge of the Seventeenth Judicial Circuit; the Honorable Thomas C. Evans III, Judge of the Fifth Judicial Circuit; and to the Clerk of the Circuit Court of Monongalia County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: APRIL 6, 2015

MARGARET L. WORKMAN, C.J.

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MARGARET L. WORKMAN  
Chief Justice