

ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

**Anne E. Moore, an individual,
Plaintiff**

vs. Civil Action No. 15-C-2056 (Kanawha)

**H3LLC, a West Virginia limited liability company,
and Michael Hoeft, in his individual capacity and
as manager of H3LLC, and DOES 1 THROUGH 25,
Defendants**

The Chief Justice of the Supreme Court of Appeals has been advised that Defendants H3LLC and Michael Hoeft, by counsel, J. Mark Adkins, S. Andrew Stonestreet, and the law firm of Bowles Rice LLP, have filed a motion to refer the above-referenced case to the Business Court Division pursuant to Rule 29 of the West Virginia Trial Court Rules. Plaintiff Anne E. Moore, by counsel, Mark F. Underwood, and the Underwood Law Offices, filed a response in opposition to the motion to refer.

Upon careful review and consideration of the motion and the reply memorandum, the Chief Justice has determined that the principal claim in this matter is not a matter of significance between business entities and that this dispute does not require specialized treatment to improve the expectation of a fair and reasonable resolution, and therefore this case does not meet the criteria for referral under Rule 29.04(a) of the West Virginia Trial Court Rules.

It is hereby ORDERED that the motion to refer this case to the Business Court Division is DENIED and that a copy of this order be transmitted to the Honorable Christopher C. Wilkes, Chair of the Business Court Division; to the Central Office of the Business Court Division; to the Honorable Tod J. Kaufman, Chief Judge of the Thirteenth Judicial Circuit; and to the Clerk of the Circuit Court of Kanawha County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: JANUARY 14, 2016



MENIS E. KETCHUM
Chief Justice