

**ADMINISTRATIVE ORDER**

**SUPREME COURT OF APPEALS OF WEST VIRGINIA**

**The Board of Education of the County  
of Hancock, a statutory corporation,  
Plaintiff**

**vs. Civil Action No. 16-C-76 (Hancock)**


**James F. Baller Sr., an individual, Romig  
Roofing Company, an Ohio Corporation,  
Colaianne Construction, Inc., an Ohio  
Corporation, Ohio Farmers Insurance Company,  
an Ohio Corporation, McKinley & Associates, Inc.,  
a West Virginia Corporation, ASC Profiles, Inc.,  
a Delaware Corporation,  
Defendants**

The Chief Justice of the Supreme Court of Appeals has been advised that Defendant James F. Baller Sr., by counsel, Jay T. McCamic, and the law firm of McCamic, Sacco & McCoid, PLLC; Defendant Colaianne Construction, Inc., by counsel, Teresa J. Dumire, Matthew D. Elshiaty, and the law firm of Kay Casto & Chaney PLLC; Defendant Ohio Farmers Insurance Company, by counsel, Gene W. Bailey, and the law firm of Hendrickson & Long, PLLC, and Marc A. Sanchez, Michael J. Frantz Jr., and the law firm of Frantz Ward LLP; Defendant McKinley & Associates, Inc., by counsel, Anthony C. Sunseri, Matthew G. Chapman, and the law firm of Burns White LLC; and Defendant ASC Profiles, Inc., by counsel, Nathaniel K. Tawney, Joseph R. Blalock, and the law firm of Flaherty Sensabaugh & Bonasso, have filed a joint motion to refer the above-referenced case to the Business Court Division pursuant to Rule 29 of the West Virginia Trial Court Rules. Plaintiff Board of Education of the County of Hancock, by counsel, David F. Cross, Attorney at Law, filed a response in opposition to the motion to refer.

Upon careful review and consideration of the motion, the Chief Justice has determined 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)(2) 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 Ronald E. Wilson, Judge of the First Judicial Circuit; and to the Clerk of the Circuit Court of Hancock County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: AUGUST 19, 2016

  
MENIS E. KETCHUM  
Chief Justice