

ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

**Millie Tomblin, d/b/a C&J Security, Inc.
Plaintiff**

vs.) Civil Action No. 16-C-034 (Wayne County)

**Eagle Pipeline, LLC, an Ohio limited liability
company; Columbia Pipeline Group, Inc., a
Delaware corporation; and Columbia Pipeline
Group Services Company, a Delaware corporation,
Defendants**

and

**Eagle Pipeline, LLC, an Ohio Limited liability company,
Defendant and Cross-Claim Plaintiff**

vs.)

**Columbia Pipeline Group Services Company,
a Delaware corporation,
Cross-Claim Defendant**

and

**Eagle Pipeline, LLC, an Ohio limited liability company,
Defendant and Third Party Plaintiff**

vs.)

**Columbia Gas Transmission, LLC, a Delaware
limited liability company,
Third Party Defendant**

The Honorable Darrell Pratt, Judge of the Twenty-Fourth Judicial Circuit, has filed a motion to refer the above-referenced action to the Business Court Division pursuant to Rule 29 of the West Virginia Trial Court Rules ("TCR"). Defendant Eagle Pipeline, LLC, by counsel, Norman T. Daniels Jr., Nicholas R. Stuchell, and the Daniels Law Firm, PLLC, has filed a memorandum in opposition to this motion.

Upon careful review and consideration of the motion and the reply memorandum, 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 any trial in this action must occur in Wayne County due to the fact that the mechanic's lien at issue in this matter is filed in that county. *See* W.Va. Code § 38-2-8 and § 38-2-34.

It is further ORDERED that a copy of this ORDER be transmitted to the Central Office of the Business Court Division; the Honorable Darrell Pratt, Judge of the Twenty-Fourth Judicial Circuit; and to the Clerk of the Circuit Court of Wayne County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: NOVEMBER 1, 2016

A handwritten signature in cursive script, reading "Menis E. Ketchum".

MENIS E. KETCHUM
Chief Justice