

ADMINISTRATIVE ORDER
SUPREME COURT OF APPEALS OF WEST VIRGINIA

**AmerisourceBergen Drug Corporation,
Plaintiff**

vs) No. 17-C-36 (Boone County)

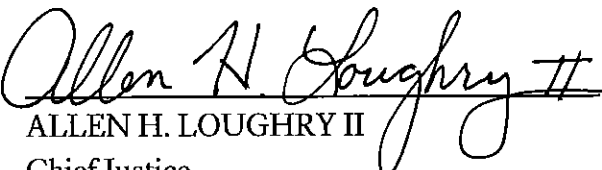
**ACE American Insurance Company,
ACE Property and Casualty Insurance Company,
American Guarantee & Liability Insurance Company,
Endurance American Insurance Company, and
St. Paul Fire & Marine Insurance Company,
Defendants**

The defendants, ACE American Insurance Company and ACE Property and Casualty Insurance Company, by counsel Matthew J. Perry, Lamp, Bartram, Levy, Trautwein & Perry, PLLC; American Guarantee & Liability Insurance Company, by Tiffany R. Durst, Pullin, Fowler, Flanagan, Brown & Poe, LLC; Endurance American Insurance Company, by counsel Edward P. Tiffey, Tiffey Law Practice; and St. Paul Fire and Marine Insurance Company, by counsel Lee Murray Hall, Jenkins Fenstermaker, PLLC, filed a joint motion to refer to the Business Court Division pursuant to Rule 29 of the West Virginia Trial Court Rules ("TCR"), in the above-styled action. A reply memorandum in opposition to the motion to refer was filed by the plaintiff, AmerisourceBergen Drug Corporation, by counsel Charles S. Piccirillo, Shaffer & Shaffer, PLLC.

Upon careful review and consideration of the motion, and the reply memorandum filed thereto, 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 T.C.R. 29.04(a)(2).

It is hereby ORDERED that the motion to refer this action to the Business Court Division is DENIED, and that a copy of this order shall 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 William S. Thompson, Judge of the Circuit Court of Boone County; and to the Clerk of the Circuit Court of Boone County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: June 29, 2017


ALLEN H. LOUGHRY II
Chief Justice