

IN THE CIRCUIT COURT OF MARSHALL COUNTY, WEST VIRGINIA

KRP MARCELLUS I, LLC;  
RIVERCREST ROYALTIES II, LLC;  
DIVERSIFIED ROX MINERALS, LLC;  
BRD ROYALTY HOLDINGS, LLC; and  
AMON G. CARTER FOUNDATION,  
collectively known as KIMBELL  
GROUP,

Plaintiffs,

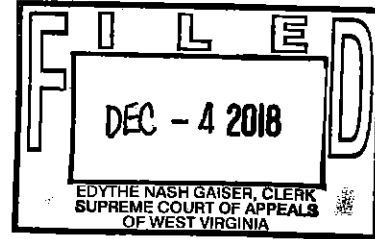
v.

CHEVRON U.S.A. INC.; TH  
EXPLORATION, LLC; DOE  
CORPORATIONS 1-20,

Defendants.

**CIVIL ACTION NO. 18:-c-215**

**Judge Jeffrey D. Cramer**



**TH EXPLORATION, LLC'S REPLY MEMORANDUM IN  
SUPPORT OF MOTION TO REFER CASE TO THE BUSINESS COURT DIVISION**

Pursuant to West Virginia Trial Court Rule 29.06(a)(4), defendant TH Exploration, LLC ("TH Exploration") states that it agrees with Chevron U.S.A. Inc.'s November 29, 2018 Motion to Refer Case to the Business Court Division (the "Motion").

WHEREFORE, TH Exploration respectfully requests that the Chief Justice grant the Motion and transfer the above-referenced matter to the West Virginia Business Court Division.

Dated: December 3, 2018

K&L GATES LLP

/s/ Thomas C. Ryan

Thomas C. Ryan (W.V. # 9883)

thomas.ryan@klgates.com

Katherine Gafner (W.V. # 11901)

katherine.gafner@klgates.com

K&L Gates LLP

K&L Gates Center

210 Sixth Avenue

Pittsburgh, PA 15222

Tel: (412) 355-6500

Fax: (412) 355-6501

*Counsel for TH Exploration, LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 3rd day of December, 2018, a true and correct copy of the foregoing TH Exploration, LLC's Reply Memorandum in Support of Motion to Refer Case to the Business Court Division was served via U.S. mail and electronic mail on the following counsel of record:

Joseph G. Nogay, Esq.  
Michael E. Nogay, Esq.  
Sellitti Nogay & McCune PLLC  
PO Box 3095  
Weirton, WV 26062  
jgn-snmlaw@comcast.net  
mnogay@aol.com

Robert C. Grable, Esq.  
Drew Neal, Esq.  
Kelly, Hart & Hallman LLP  
201 Main Street, Suite 2500  
Fort Worth, Texas 76102  
bob.grable@kellyhart.com  
andrew.neal@kellyhart.com

*Counsel for Plaintiffs*

Sharon L. Potter, Esq.  
Christina S. Terek, Esq.  
Spilman Thomas & Battle, PLLC  
1233 Main Street, Suite 4000  
Wheeling, WV 26003  
spotter@spilmanlaw.com

Matthew Burger, Esq.  
Daniel C. Garfinkel, Esq.  
Buchanan Ingersoll & Rooney PC  
301 Grant Street, 20th Floor  
Pittsburgh, PA 15219-1410  
matthew.burger@bipc.com  
daniel.garfinkel@bipc.com

*Counsel for Chevron U.S.A. Inc.*

/s/ Thomas C. Ryan