

ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

**Domenick Marrara Jr., individually and as
co-Trustee of the Sandra Jean Marrara Trust,
Sandra Jean Marrara, as co-Trustee of the Sandra
Jean Marrara Trust, and Sandra Jean Marrara Trust,
Plaintiffs**

vs. Civil Action No. 13-C-198 (Preston County)

**Rocco S. Marrara Jr., individually and as Trustee
of the Mary Jane Marrara Irrevocable Trust,
and as Trustee of the Rocco S. Marrara Sr. Credit
Shelter Trust, Mary Jane Marrara Irrevocable Trust,
Rocco S. Marrara Sr. Credit Shelter Trust, Firebird Co.,
D & R Distributors, Inc., and Pure Land, Co.,
Defendants**

The Honorable Russell M. Clawges Jr., Judge of the Seventeenth Judicial Circuit who is assigned to the above-styled case following the voluntary recusal of the Honorable Lawrance S. Miller Jr., Judge of the Eighteenth Judicial Circuit, has advised the Chief Justice of the Supreme Court of Appeals that the above-referenced defendants have filed a motion to refer this case to the Business Court Division pursuant to Rule 29 of the West Virginia Trial Court Rules ("TCR").

Upon careful review and consideration of the motion and the concurrence in the request for referral by the trial court, the Chief Justice has determined that the principal claims in the action are between business entities as required by Trial Court Rule 29.04(a)(1), that specialized treatment is likely to improve the expectation of a fair and reasonable resolution of the controversy as required by Trial Court Rule 29.04(a)(2), and the motion to refer should therefore be granted.

It is hereby ORDERED that the motion to refer this case 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 members of the Business Court Division assigned to this matter by Judge Wilkes are authorized pursuant to Article VIII § 3 of the West Virginia Constitution and TCR 29.07(b) to preside over the above-styled case in Preston County.

It is further ORDERED that a copy of this ORDER be transmitted to the Central Office of the Business Court Division; to the Honorable Russell M. Clawges Jr.; and to the Clerk of the

Circuit Court of Preston County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: JANUARY 14, 2014


ROBIN JEAN DAVIS
Chief Justice