

Supreme Court of Appeals of West Virginia

*Office of the Clerk*

RORY L. PERRY II, Clerk of Court

State Capitol, Room E-317

Charleston, WV 25305

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**NOTICE OF FILING OF MOTION TO REFER  
TO THE BUSINESS COURT DIVISION**

**October 24, 2014**

**DAR, LLC, Plaintiff**

**vs.**

**Berkeley County**

**Civil Action No. 13-C-394**

**Yoder, Judge**

**Triad Engineering, Inc., et al., Defendants**

This is a courtesy notice of the filing of a Motion to Refer to the Business Court Division in the above-captioned case.

The Motion to Refer was filed on October 23, 2014, and has been docketed in this office pursuant to Trial Court Rule 29.06(a)(1) (revised effective July 1, 2014).

Pursuant to Trial Court Rule 29(a)(4), "any party or affected judge" may file a reply memorandum. Any party or affected judge may file a reply memorandum in this office on or before **November 12, 2014**.

Thereafter, the matter will be presented to the Chief Justice for consideration. You will be advised of the Chief Justice's decision by receiving a copy of an order.

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**NOTICE PROVIDED TO:** The Central Office of the Business Court Division, the Berkeley County Circuit Clerk, and to the following:

Counsel for Plaintiff:

Charles C. Wise, III, Esq.

Bowles Rice LLP

7000 Hampton Center

Morgantown, WV 26505

Counsel for Defendant:

David V. Moore, Esq.

1018 Kanawha Blvd., East

P.O. Box 945

Charleston, WV 25323

Affected Judge:

Honorable John C. Yoder, Judge

Berkeley County Judicial Center

380 West South Street, Suite 4400

Martinsburg, WV 25401