

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA  
BUSINESS COURT DIVISION

OMEGA FACILITY SERVICES, SOLUTIONS & SURETY, LLC,  
JEFFREY R. BROWN,  
SUSAN L. BROWN,

PLAINTIFFS,

v.

CIVIL ACTION NO. 14-C-1745 (Kanawha)  
Hon. Thomas C. Evans, III Circuit Judge

JACOBS & COMPANY, INC., a West Virginia Corporation  
JACOBS FINANCIAL GROUP, INC., a West Virginia Corporation  
FS INVESTMENTS, INC., a West Virginia Corporation  
FIRST SURETY CORPORATION, INC., a West Virginia Corporation  
TRIANGLE SURETY AGENCY, INC., a West Virginia Corporation  
JOHN M. JACOBS, a West Virginia Resident  
ROBERT J. KENNEY, a West Virginia Resident

DEFENDANTS.

ORDER

On this 6<sup>th</sup> day of February, 2015 came the Plaintiffs, by counsel, Brandon S. Steele, Esq., Paul O. Clay, Jr., Esq., and Stephen P. Meyer, Esq., and the Defendants, by Counsel, Herschel H. Rose, III, Esq., for the purposes of a hearing in the above captioned matter.

WHEREAS, the Plaintiffs brought an action in arbitration through the Financial Industry Regulatory Authority (FINRA) pertaining to Defendants John M. Jacobs and Jacobs & Company alleging intentional torts and violations of West Virginia law, and

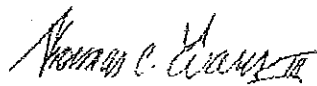
WHEREAS, the Investment Management Agreement between the Plaintiffs and Defendants John M. Jacobs and Jacobs & Company contained an arbitration clause, and

WHEREAS, the Defendants John M. Jacobs and Jacobs & Company chose not to participate in the FINRA arbitration.

It is hereby ADJUDGED and ORDERED that the Plaintiffs are permitted to amend their Complaint in this matter to include those causes of action contained in the FINRA statement of claim against Defendants John M. Jacobs and Jacobs & Company.


Further, the Clerk of the Court is ORDERED to send an attest copy of this ORDER to counsel of record for both parties.

Entered this 19 day of Mar, 2015.



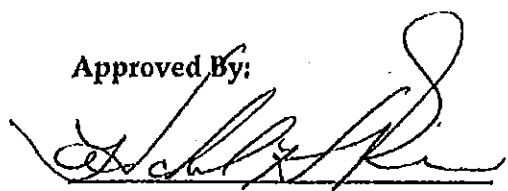
Hon. Thomas C. Evans, III, Circuit Judge

Prepared By:



Brandon S. Steele, Esq.  
WVSB #12423  
Clay, Steele & Associates, PLLC  
101 W. Maple Ave.  
P.O. Box 746  
Fayetteville, WV 25840  
304-574-2182  
304-574-2183

Approved By:



Herschel H. Rose, III, Esq.  
P.O. Box 3502  
Charleston, WV 25335  
304-342-5050



**CLAY, STEELE & ASSOCIATES, PLLC**  
**ATTORNEYS AT LAW**

PAUL O. CLAY, JR.  
paulclay@paulclaylaw.com  
**BRANDON S. STEELE**  
Admitted in West Virginia and Wisconsin  
brandonsteele@paulclaylaw.com

101 West Maple Avenue  
PO Box 746  
Fayetteville, West Virginia 25840  
3049 Robert C. Byrd Drive, Beckley, WV 25801  
(Beckley address by appointment only)  
www.claysteelelaw.com

Legal Assistants:  
Hetti Blake-Stone  
Janey Tate  
Michelle Wyant  
Telephone (304) 574-2182  
Fax (304) 574-2183

April 21, 2015

Clerk of the West Virginia Business Court Division  
Berkley County Judicial Center  
Suite 2100  
380 W. South Street  
Martinsburg, West Virginia 25401

Re: Omega Facilities, *et al*  
v. Jacobs & Company, Inc., *et al*  
Civil Action No.: 14-C-1745

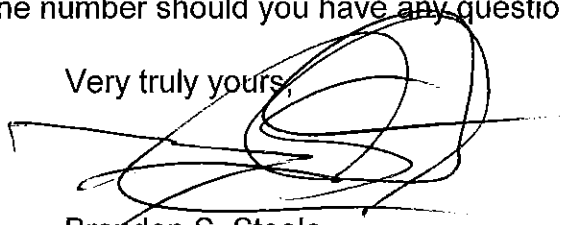
Dear Clerk:

Enclosed find for filing an Amended Verified Complaint in the above styled civil action.

Enclosed also find for filing a copy of the Order allowing the filing of the Amended Verified Complaint.

Thank you for your assistance in this matter. Please do not hesitate to contact me at the above referenced telephone number should you have any questions.

Very truly yours,



Brandon S. Steele

BSS/jt

Enclosures

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