

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

UNITED BANK, INC., a West Virginia
banking corporation,

Plaintiff,

v.

Civil Action No.: 14-C-571
Presiding Judge: Hon. James J. Rowe
Resolution Judge: Hon. Paul T. Ferrell

CLARENCE E. WHITE, an individual;
BLAIR WHITE, an individual;
GLENN RUNYAN, an individual;
KBW, Inc., a West Virginia corporation;
CLEDENIN PLACE REALTY, LLC, a West Virginia limited liability company,
successor by merger with Clendenin Place, Inc.;
WHITE DODGE, INC., a West Virginia corporation;
SHASTA AVIATION, INC., a Florida corporation;
AIR SUPPORT RESOURCES, LLC, a Florida limited liability company; and
CYDNEY REALTY, INC., a West Virginia corporation;

Defendants.

ORDER

This matter is before the Court on the filed motions of United Bank, Inc. ("United") for summary judgment (collectively, the "Motions") as to the liability of Clarence E. White, KBW, Inc., Clendenin Place Realty, LLC, White Dodge, Inc., Shasta Aviation, Inc., Air Support Resources, LLC, and Cydney Realty, Inc. (the "Defendants")¹ on various loan documents that are the subject of this litigation.

This Court notes that none of the Defendants has responded to the Motions. This Court, having considered the Motions, the record, and the arguments and representations of counsel, is of the opinion and **FINDS** as follows:

¹ This Court notes, as United has, that defendants Blair White and Glenn Runyan have filed bankruptcy petitions and received discharges since the institution of this action.

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KANAWHA COUNTY CIRCUIT COURT

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1. None of the Defendants has substantiated any of its or his legal defenses related to liability.

2. There is no genuine issue of material fact relevant to the Defendants' respective liability on the various instruments and documents that form the basis for United's complaint, all as detailed in the Motions.

3. Accordingly, each of the Defendants owes to United an amount of money, to be determined by this Court, under the various instruments and documents that form the basis for United's complaint, all as detailed in the Motions.

Accordingly, it is hereby

ORDERED that the Motions are **GRANTED**; and it is further

ORDERED that each of the Defendants, jointly and severally, owes to United an amount of money to be determined by subsequent order of this Court.

ENTERED: May 4, 2015.

James E. Scott
Judge

Prepared by:

Stuart A. McMillan
Stuart A. McMillan, Esq. (WV Bar #6352)
James E. Scott, Esq. (WV Bar #11106)
Daniel J. Cohn, Esq. (WV Bar #11916)
BOWLES RICE LLP
600 Quarrier Street
Post Office Box 1386
Charleston, West Virginia 25325-1386
(304) 347-1100

Date: 5/13/15
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