

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

2015 JUL 16 AM 10:36

TM ASSOCIATES MANAGEMENT, INC.,
A Maryland Corporation,

PLAINTIFF

CATHY S. GLENN, CLERK
KANAWHA COUNTY CIRCUIT COURT

VS

Civil Case No.: 15-C-568

Presiding: Judge Carl

Resolution: Judge Evans

DEER FOREST LIMITED PARTNERSHIP,
A West Virginia Limited Partnership,
DYLAN HEIGHTS LIMITED PARTNERSHIP,
A West Virginia Limited Partnership,
OLD ASH VILLAGE LIMITED PARTNERSHIP,
A West Virginia Limited Partnership,
PAULI HEIGHTS LIMITED PARTNERSHIP,
A West Virginia Limited Partnership,
BARBARA HEIGHTS LIMITED PARTNERSHIP,
A West Virginia Limited Partnership,
BROOK VILLAGE LIMITED PARTNERSHIP,
A West Virginia Limited Partnership,
DUNHILL LIMITED PARTNERSHIP,
A West Virginia Limited Partnership,
HUDSON PLACE LIMITED PARTNERSHIP,
A West Virginia Limited Partnership,
SPRUCE COVE LIMITED PARTNERSHIP,
A West Virginia Limited Partnership,
VANMETER HEIGHTS LIMITED PARTNERSHIP,
A West Virginia Limited Partnership,
VIRGINIA WAY LIMITED PARTNERSHIP,
A West Virginia Limited Partnership,
WILSHIRE LANDING LIMITED PARTNERSHIP,
A West Virginia Limited Partnership, and
DOUGLAS E. PAULEY, Individually and as
General Partner of each and every Limited
Partnership listed above,

DEFENDANTS

ORDER REGARDING CASE MANAGEMENT AND SCHEDULING CONFERENCE

Upon referral of the above-referenced matter to the Business Court Division, the undersigned was assigned to serve in the case as Presiding Judge.

38-39

Pursuant to Rule 29.08(c), and to ensure the case moves forward in a timely manner, the Court hereby ORDERS that a telephonic case management and scheduling conference be held on Wednesday, July 29, 2015, at 11:00 a.m. The parties are directed at said time to call the designated conference call number (1-877-278-2734) and enter the participant PIN 333017.

Attached to this Order is a scheduling order worksheet. In preparation for the case management and scheduling conference, the parties are directed to reach an agreement with opposing counsel as to the deadlines set forth and submit an agreed proposed worksheet to the undersigned no later than Friday, July 24, 2015. The worksheet may be submitted via fax to (304) 822-7552, and need not be filed in the record in this matter.

The Circuit Clerk is directed to forward a copy of this Order to all counsel of record, along with a copy of the attached scheduling order worksheet; and to the Business Court Division Central Office, Berkeley County Judicial Center, Suite 2100, 380 West South Street, Martinsburg, West Virginia, 25401.

IT IS SO ORDERED this 10th day of July, 2015.

Date: 7/17/15
Certified copies sent to:
☒ counsel of record JT MR
☒ parties Bussell
☐ other (please indicate)
By: [Signature]
☒ certified/1st class mail
☐ fax
☐ hand delivery
☐ interdepartmental
Order directives accomplished:
[Signature]
Deputy Circuit Clerk

[Signature]
H. Charles Carl, III, Presiding Judge
Business Court Division

STATE OF WEST VIRGINIA
COUNTY OF KANAWHA, SS
I, CATHY S. GATSON, CLERK OF CIRCUIT COURT OF SAID COUNTY
AND IN SAID STATE, DO HEREBY CERTIFY THAT THE FOREGOING
IS A TRUE COPY FROM THE RECORDS OF SAID COURT
GIVEN UNDER MY HAND AND SEAL OF SAID COURT THIS 17
DAY OF July 2015
[Signature] CLERK
CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

SCHEDULING ORDER WORKSHEET
BUSINESS COURT DIVISION

TM ASSOCIATES MANAGEMENT, INC.,
A Maryland Corporation,
PLAINTIFF

VS

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A West Virginia Limited Partnership, and
DOUGLAS E. PAULEY, Individually and as
General Partner of each and every Limited
Partnership listed above,

DEFENDANTS

1. Plaintiff discloses fact witnesses: _____
2. Defendant discloses fact witness: _____
3. Plaintiff serves Defendant with final requests
for admissions and/or production of documents: _____

4. Defendant serves Plaintiff with final requests

for admissions and/or production of documents: _____

5. Plaintiff discloses expert witnesses: _____

6. Defendant discloses expert witnesses: _____

7. All discovery completed: _____

8. Pre-trial motions filed: _____

9. Mediation completed: _____

10. Case ready for pre-trial: _____

11. Case ready for trial: _____

12. Estimated length of trial: _____

13. Jury or non-Jury: _____