

FILED

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

2016 FEB 22 AM 11:07

J. [Signature]
CLERK OF COURT
KANAWHA COUNTY CIRCUIT COURT

THE WV INVESTMENT MANAGEMENT
BOARD, a public body corporate and
THE WV CONSOLIDATED PUBLIC RETIREMENT
BOARD, a public agency,

Plaintiffs,

vs.

CIVIL ACTION NO.: 09-C-2104
Presiding Judge: Christopher C. Wilkes
Resolution Judge: James J. Rowe

THE VARIABLE ANNUITY LIFE
INSURANCE COMPANY,

Defendant.

ORDER GRANTING JOINT REQUEST TO VACATE THE SCHEDULING ORDER

The Court has been previously advised that The Variable Annuity Life Insurance Company's counsel has a conflict with the current trial date. Counsel for the Plaintiffs does not object to establishing a new trial date in this matter.

For good cause shown, the parties have jointly requested that the Scheduling Order be vacated. Having considered the circumstances and being otherwise sufficiently advised, the parties' joint request to vacate the Scheduling Order entered on July 22, 2015, is **GRANTED** and the current Scheduling Order is **VACATED**.

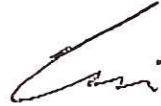
The Court hereby **ORDERS** that the parties schedule a telephonic status/scheduling conference to be held at a later date. At the status/scheduling conference, a new date for the trial of this matter will be set and dates to be placed in a new scheduling order will be discussed.

The Circuit Court Clerk is directed to forward an attested copy of this Order to the Resolution Judge, the Honorable James J. Rowe, Greenbrier County Courthouse, P.O. Box 751,

300

200 North Court Street, Lewisburg, West Virginia 24901; the Business Court Division Central Office at the Berkeley Judicial Center, 380 W. South Street, Suite 2100, Martinsburg, West Virginia 25401; and all counsel of record.

ENTERED this 22 day of February 2016.



CHRISTOPHER C. WILKES, JUDGE
BUSINESS COURT DIVISION

SUBMITTED BY:

THE VARIABLE ANNUITY LIFE INSURANCE COMPANY,

/s/ Erin R. Stankewicz

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and

Richard J. Doren, Esq. (*admitted pro hac vice*)

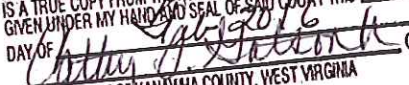
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Los Angeles, California 90071

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STATE OF WEST VIRGINIA
COUNTY OF KANAWHA, SS
I, CATHY S. GATSON, CLERK OF THE 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 23
DAY OF February 2016
 CLERK
CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

and

William Dawson, Esq. (*admitted pro hac vice*)
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APPROVED BY:

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Date: 2/23/16
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Other directives accomplished:
A. Miller
Deputy Circuit Clerk

Judge Rowe
Bus Ct
GIS
RD
TH
AM