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

9/14/14 11:58 AM
CLERK

PEOPLES BANK, NATIONAL ASSOCIATION,
Plaintiff,

v.

APPALACHIAN MINING AND RECLAMATION
LLC, et. al.

Defendants

Civil Action No. 15-C-807
Presiding Judge: Tabit
Resolution Judge: Young

RULE 22 SCHEDULING ORDER

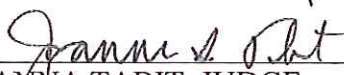
This matter came before the Court pursuant to Peoples Bank, National Association's Motion to Dismiss Counts II and IV of Defendants' Counterclaim and pursuant to Peoples Bank, National Association's Revised Motion to Appoint Special Receiver and considering Defendants' Motion for Stay and For Reconsideration. Therefore, it is ORDERED pursuant to Rule 22 of the West Virginia Trial Court Rules as follows:

That movants will provide a proposed order (if not already done) and serve a copy upon all non-moving parties. Non-moving parties shall file written responses and proposed orders within 15 days of entry of this order and serve copies of the same on the moving party. The moving parties shall thereafter have 10 days to file rebuttal memorandums, if desired. Thereafter the Court will rule upon the motions on the pleadings and the record or schedule a hearing if the Court deems it necessary. Any original proposed orders and copies of motions and/or memoranda shall be sent directly to the Judge via Melody.Shannon@courtswv.gov with a courtesy copy to both Business.Court@courtswv.gov and Claire.Watson@courtswv.gov. Copies of the proposed orders and the original motions and memoranda shall be filed with the Clerk of the Circuit Court.

The Clerk of the Circuit Court of Cabell County, West Virginia, is directed to forward an attested copy of this Order to the Resolution Judge, the Honorable James H. Young, Jr., at the Wayne

County Courthouse, P.O. Box 68, Wayne, West Virginia 25570; the Business Court Division Central Office at the Berkeley County Judicial Center, 380 W. South Street, Suite 2100, Martinsburg, West Virginia, 25401; and all counsel of record.

ENTER this 10th day of March 2016.



JOANNA TABIT, JUDGE
BUSINESS COURT DIVISION

