

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

2016 AUG 26 AM 8:22

CATHY B. COOPER, CLERK  
KANAWHA COUNTY CIRCUIT COURT

**VANDALIA CAPITAL, II, LLC, UNITED BANK, INC.,  
RALPH BALLARD, III, STEPHEN B. FARMER, DAVID  
P. FERRETTI, SHAWN P. GEORGE, MARK A GRIMMETT,  
ROBERT HUGGINS, ANDREW B. JORDAN, R. SCOTT LONG,  
ANDREW A. PAYNE, III, ROOKE ASSET PARTNERS, LP,  
ANDREW K. ROOKE AND TIMOTHY K. WILCOX**

**Plaintiffs**

**Civil Action No. 13-C-570**

**Presiding: Paul T. Farrell**

**Resolution: Russell M. Clawges Jr.**

**v.**

**DAVID P. PRAY, INDIVIDUALLY AND AS TRUSTEE OF  
THE DAVID P. PRAY REVOCABLE TRUST, DAVID P.  
PRAY REVOCABLE TRUST, AND JOHN/JANE DOE,**

**Defendants,**

**v.**

**THE WOODS DEVELOPMENT COMPANY, LLC,**

**Third-Party Defendant.**

**ORDER CANCELING HEARING**

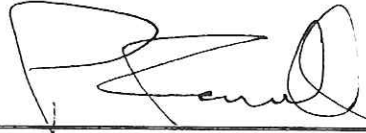
On a previous day, this Court set a follow-up hearing for Thursday, August 18, 2016, in order to hear any remaining discovery issues after the parties had had opportunity to meet and confer. The parties were instructed to inform the Court if the issues had been resolved. Prior to the hearing, parties informed the Court that they had been engaged in good faith negotiations and felt it advisable to delay any hearing on discovery issues.

Therefore, it was ORDERED that the hearing set for August 18, 2016, be CANCELED. The Court permits the parties to request a hearing on outstanding discovery issues should the need arise.

The Clerk is instructed to forward attested copies of this Order to all counsel of record; resolution judge, the Honorable Russell M. Clawges Jr. at the Monongalia County Courthouse, 243

High Street, Morgantown, West Virginia 26505; and the Business Court Division Central Office at  
380 W. South Street, Suite 2100, Martinsburg, West Virginia.

ENTER: August 19, 2016



PAUL T. FARRELL  
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 26  
DAY OF August 2016  
Cathy S. Gatson CLERK  
CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA