

FILED

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

2018 NOV 13 AM 8:26
CATHY S. GATSON, CLERK
KANAWHA COUNTY CIRCUIT COURT

CITY OF CHARLESTON,
and all others similarly situated, *et al.*,

Plaintiffs,

v.

Civil Action No.: 16-C-1552

WEST VIRGINIA PAVING, INC., *et al.*,

Defendants.

STATE OF WEST VIRGINIA, ex rel.
PATRICK MORRISEY, ATTORNEY
GENERAL, *et al.*,

Plaintiffs,

v.

Civil Action No.: 17-C-41

CRH, plc, *et al.*,

Defendants.

ORDER GRANTING MOTION TO SEAL

On this day, the WVP Defendants,¹ by counsel, presented a motion to seal another motion attached thereto as Exhibit A. As set forth in the Motion to Seal, the underlying Motion attached thereto, and for other reasons appearing to the Court, the underlying Motion thereto contains sensitive material that would be harmful if made publicly available. Namely, full disclosure of the contents of the Motion would harm the interests of the WVP Defendants and the interests of an entity that is not a party to this litigation. Accordingly, the Motion to Seal is hereby **GRANTED** and the Court **ORDERS** that the Motion attached thereto as Exhibit A be considered **UNDER SEAL**. The underlying **SEALED** Motion is to be considered **FILED** in the above-referenced case.

¹ CRH, plc; Oldcastle, Inc.; Oldcastle Materials, Inc.; West Virginia Paving, Inc.; Southern West Virginia Paving, Inc.; Southern West Virginia Asphalt, Inc.; and Camden Materials, LLC.

471

The Clerk shall serve a certified copy of this Order to all parties of record.

IT IS SO ORDERED.

Enter: 11/7/18

James H. Young, Jr.
James H. Young, Jr., Circuit Judge

Prepared and agreed to by:

R. Booth Goodwin II
R. Booth Goodwin II (W. Va. Bar No. 7165)
Carrie Goodwin Fenwick (W. Va. Bar No. 7164)
Richard D. Owen (W. Va. Bar No. 2794)
W. Jeffrey Vollmer (W. Va. Bar No. 10277)
Lucas R. White (W. Va. Bar No. 12501)
GOODWIN & GOODWIN LLP
300 Summers Street, Suite 1500
Charleston, West Virginia 24328
T: (304) 356-7000
F: (304) 344-9692
rbg@goodwingoodwin.com
cgf@goodwingoodwin.com
rdo@goodwingoodwin.com
wjv@goodwingoodwin.com
lrw@goodwingoodwin.com
Counsel for WVP Defendants

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 7th
DAY OF Nov 2018
Cathy S. Gatson CLERK
COUNTY OF KANAWHA, WEST VIRGINIA

Date: 11/9/18
Certified copies sent to:
☐ Counsel of record
☒ parties
☐ other (please indicate)
By: ☒ certified/1st class mail
☐ fax
☐ hand delivery
☐ interdepartmental
Other directives accomplished:
S. Hall
Deputy Circuit Clerk

Judge Wilkes
Judge Young
B. Bailey
R. Goodwin
S. Travis
J. Storage
D. Davis
M. Farrell
C. Johnstone