

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

**CONSOL ENERGY INC.
DBA CNX GAS COMPANY, LLC,**

Petitioner,

v.

**Civil Action No. 16-C-135
The Honorable Christopher C. Wilkes**

**THE HONORABLE DALE STEAGER,
West Virginia State Tax Commissioner,
THE HONORABLE A. RAY BAILEY,
Assessor of McDowell County, and
THE COUNTY COMMISSION OF MCDOWELL COUNTY,
Sitting as a Board of Assessment Appeals,**

Respondents.

ORDER

On the 5th day of November 2019, this matter and others similarly situated came before the Court for a telephonic status conference. Petitioner appeared at the hearing through counsel, John J. Meadows, Esq. and Craig A. Griffith, Esq. Defendants and related-action defendants appeared at the hearing through counsel, Timothy E. Haught, Esq. and Jonathan Nicol, Esq. The State Tax Commissioner appeared at the hearing through counsel, L. Wayne Williams, Esq.

The Court **ORDERS** that Petitioner shall identify to the West Virginia State Tax Department by December 6, 2019, all wells which must be re-valued for the contested tax years based on the WV Supreme Court decision in *Steager v. CONSOL Energy, Inc.*, 832 SE 2d 135 (W. Va. 2019). The Tax Department is **ORDERED** to re-value those wells and to advise all parties of the revised valuations by December 30, 2019.

Further, the Court **ORDERS** that the parties shall file any motions for summary judgment no later than **January 20, 2020**, with replies due for filing by **February 5, 2020**, and the Court would determine at a later time whether a hearing on the matter is warranted.

From:


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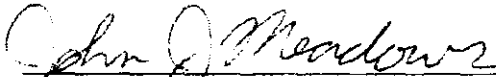
The Clerk of the Circuit Court is directed to transmit a true copy of this ORDER to all parties and counsel of record in this matter.

All accordingly which is ORDERED and DECREED.

ENTER:

December 3rd 2019

The Honorable Christopher C. Wilkes

Presented by:



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