

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

**COMMUNITY CARE OF  
WEST VIRGINIA, INC.,**

Plaintiff,

vs.

**Civil Action No. 17-C-318  
Presiding Judge: Farrell  
Resolution Judge: Carl**

**FRONTIER COMMUNICATIONS OF  
AMERICA, INC.,  
its parents, subsidiaries, and affiliates,  
FRONTIER WEST VIRGINIA, INC.,  
CITIZENS TELECOM SERVICES COMPANY, LLC,  
CITIZENS TELECOMMUNICATIONS OF  
WEST VIRGINIA,  
TAMCO CAPITAL CORPORATION,  
its parents, subsidiaries, and affiliates,  
ANTHONY ROME, and  
MICHAEL SHAFFER,**

Defendants.

1-17-2020  
Bus. Ct. Central  
M. Dellinger  
A. Kitts  
C. Johns  
H. Burn  
H. Parr  
G. English

**ORDER DISMISSING INTELISYS'S MOTION TO COMPEL AS MOOT**

This matter came before the Court this 15 day of January 2020 upon Third-Party Defendant Intelisys Communications, Inc. (hereinafter "Intelisys")'s Motion to Compel Discovery Responses From Community Care of West Virginia, Frontier, and Anthony Rome. On a prior day, the parties in this matter, Defendants, Counterclaimants, and Third-Party Plaintiffs Frontier Communications of America, Inc., Frontier West Virginia Inc., Citizens Telecom Services Company L.L.C., Citizens Telecommunications of West Virginia, and Anthony Rome, as well as Third-Party Defendant Intelisys, represented to the Court that Frontier was dismissing its Third-Party Complaint against Intelisys Communications, Inc., with prejudice,

pursuant to Rule 41 of the West Virginia Rules of Civil Procedure. Accordingly, on January 9, 2020, this Court subsequently entered an Order dismissing Frontier's Third-Party Complaint against Intelisys with prejudice, thereby dismissing Intelisys as a party in this action.

For these reasons, the Court finds Intelisys's previously-filed Motion to Compel Discovery Responses From Community Care of West Virginia, Frontier, and Anthony Rome is hereby DISMISSED AS MOOT.

### **CONCLUSION**

Accordingly, it is hereby ADJUDGED and ORDERED that Intelisys's previously-filed Motion to Compel Discovery Responses From Community Care of West Virginia, Frontier, and Anthony Rome is hereby DISMISSED AS MOOT.

The Court notes the objections and exceptions of the parties to any adverse ruling herein. The Court directs the Circuit Clerk to distribute attested copies of this order to all counsel of record, and to the Business Court Central Office at West Virginia Business Court Division, 380 West South Street, Suite 2100, Martinsburg, West Virginia, 25401.



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JUDGE PAUL T. FARRELL  
JUDGE OF THE WEST VIRGINIA  
BUSINESS COURT DIVISION

STATE OF WEST VIRGINIA

COUNTY OF HARRISON, TO-WIT

I, Albert F. Marano, Clerk of the Fifteenth Judicial Circuit and the 18<sup>th</sup> Family Court Circuit of Harrison County, West Virginia, hereby certify the foregoing to be a true copy of the ORDER entered in the above styled action on the 17 day of January, 2020.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the

Seal of the Court this 17 day of January, 2020.

Albert F. Marano  
Fifteenth Judicial Circuit & 18<sup>th</sup>  
Family Court Circuit Clerk  
Harrison County, West Virginia