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

JOHN SKIDMORE DEVELOPMENT, INC., a West Virginia corporation;

Civil Action No. 19-P-23

Petitioner,

Judge Shawn D. Nines

v.

SISTERS' ANTIQUE MALL, INC., a West Virginia corporation; and DUNLAP RENTAL, L.L.C., a West Virginia limited liability company;

Respondents.

AGREED DISMISSAL ORDER

Petitioner, John Skidmore Development, Inc., and Respondents, Sisters' Antique Mall, Inc. and Dunlap Rental, L.L.C. (collectively, the "Parties"), by their respective counsel, announced to this Court that the Parties' claims have been settled and compromised, and that all claims that were asserted or could have been asserted by the Parties in Civil Action No. 19-P-23 have been resolved. Based upon this settlement and compromise, the Parties jointly move this Court to dismiss the above-styled action, with prejudice.

This Court, perceiving no objection thereto, hereby grants said motion, and it is, therefore, **ORDERED** that the above-styled action and any and all causes of action thereunder, are hereby dismissed, with prejudice, with each party to bear their own costs of suit and attorneys' fees.

The Clerk is **DIRECTED** to remove the above-styled action from the docket of this Court and to forward a copy of this *Agreed Dismissal Order* to all counsel of record.

ENTERED this 14th day of April

Shawn D. Nines. Judge

Jointly proposed for Consideration by:

<u>/s/ J. Mark Adkins</u> J. Mark Adkins (W.Va. Bar No. 7414) Emily R. Lambright (W.Va. Bar No. 11073) Zachary J. Rosencrance (W. Va. Bar No. 13040) BOWLES RICE LLP 600 Quarrier Street Charleston, West Virginia 25301 Phone: (304) 347-1100 Fax: (304) 346-1756 madkins@bowlesrice.com elambright@bowlesrice.com zrosencrance@bowlesrice.com

<u>/s/ O. Gay Elmore, Jr.</u> O. Gay Elmore, Jr. (W.Va. Bar No. 5487) 121 Summers Street Charleston, West Virginia 25301