

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

**AXIAL CORPORATION and
WESTLAKE CHEMICAL
CORPORATION,**

Plaintiffs,

vs.

**NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA., et al.,**

Defendants.

**Civil Action No.: 19-C-59
Presiding Judge Wilkes
Resolution Judges Carl and Nines**

FILED
MAR 13 2022
MARSHALL COUNTY
CLERK OF COURT

BRIEFING ORDER

IT APPEARING Plaintiffs, by counsel, have filed Plaintiffs' Rule 59(e) Motion to Alter or Amend the Court's March 3, 2022 Order Granting Defendants' Motion for Partial Summary Judgment to Enforce the Pennsylvania Jury's Natrium Plant Damages Verdict and Apply Natrium Plant Property Damage Deductible, it is ORDERED pursuant to Rule 22 of the West Virginia Trial Court Rules as follows:


That movant will provide a proposed order (if not already done) and serve a copy upon all non-moving parties. Non-moving parties shall file written responses and proposed orders within 15 days of entry of this order and serve copies of the same on the moving party. The moving party shall thereafter have 10 days to file a rebuttal memorandum, if desired. Thereafter, the Court will rule upon the motion on the pleadings and record or schedule a hearing if the Court deems it necessary.

All original proposed orders and copies of motions and/or memoranda shall be sent directly to the Judge via Carol.Miller@courtswv.gov, with a courtesy copy to

Business.Court@courtsv.gov and Tessa.Bowers@courtsv.gov. Copies of the proposed orders and the original motions and memoranda shall be filed with the Clerk of the Circuit Court.

The Clerk shall enter the foregoing and forward attested copies hereof to all counsel, to any *pro se* parties of record, and to the Business Court Central Office at Business Court Division, 380 West South Street, Suite 2100, Martinsburg, West Virginia, 25401.

March 16, 2022
date of entry



JUDGE CHRISTOPHER C. WILKES
JUDGE OF THE WEST VIRGINIA
BUSINESS COURT DIVISION

A Copy Teste:

Joseph M. Rucki, Clerk
By Shelly McLaughlin Deputy