

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals, continued and held at Charleston, Kanawha County, on June 13, 2023, the following order was made and entered:

National Union Fire Insurance Company of Pittsburgh, PA,  
Allianz Global Risks US Insurance Company,  
ACE American Insurance Company,  
Zurich American Insurance Company,  
Great Lakes Insurance SE,  
XL Insurance America, Inc.,  
General Security Indemnity Company of Arizona,  
Aspen Insurance UK Limited,  
Navigators Management Company, Inc.,  
Ironshore Specialty Insurance Company,  
Validus Specialty Underwriting Services, Inc., and  
HDI-Gerling America Insurance Company,  
Petitioners

vs.) No. 21-1016

Westlake Chemical Corporation and  
Axiall Corporation,  
Respondents

**ORDER**

On March 21, 2022, the petitioners National Union Fire Insurance Company of Pittsburgh, PA, et al., by counsel Jeffrey M. Wakefield, Flaherty Sensabaugh Bonasso, PLLC; and James A. Varner, Sr. and Debra Tedeschi Varner, Varner & Van Volkenburg PLLC, perfected the appeal from an order of the Circuit Court of Marshall County (No. 19-C-59) entered on November 19, 2021, with the filing of the petitioner's brief and appendix. On May 5, 2022, the respondents Westlake Chemical Corporation and Axiall Corporation, by counsel Jeffrey V. Kessler, Berry, Kessler, Crutchfield, Taylor & Gordon, and John M. Sylvester, Paul C. Fuener, David R. Osipovich, and Travis L. Brannon, K&L Gates LLP, filed a respondents' brief. The petitioners, by counsel, filed a reply brief on May 25, 2022.

Upon consideration and review on June 7, 2023, the Court is of the opinion that this matter be scheduled for oral argument under Rule 20 of the Rules of Appellate Procedure during the September 2023 Term of Court. The Clerk of Court will, on a later date, provide counsel with a Notice of Argument under Rule 20(b) containing further information on the date and time of argument.

A True Copy

Attest: /s/ Edythe Nash Gaiser  
Clerk of Court

