

IN THE SUPREME COURT OF APPEALS OF WEST VIRGINIA  
DOCKET NO. 20-0257



STATE OF WEST VIRGINIA EX REL.,  
WEST VIRGINIA MUTUAL INSURANCE  
COMPANY,

Petitioner,

v.

(Civil Action No. 16-C-497  
consolidated with 18-C-895)  
(Kanawha County Circuit Court)

THE HONORABLE JENNIFER BAILEY,  
JUDGE OF THE CIRCUIT COURT OF  
KANAWHA COUNTY; A.H. AND  
ADRIANA FLEMING, INDIVIDUALLY  
AND ON BEHALF OF ALL OTHERS  
SIMILARLY SITUATED; STEVEN R.  
MATULIS, M.D.; CHARLESTON  
GASTROENTEROLOGY ASSOCIATES,  
PLLC; AND CHARLESTON AREA  
MEDICAL CENTER, INC.,

Respondents.

**SUMMARY RESPONSE OF CHARLESTON AREA MEDICAL CENTER, INC.  
TO PETITION FOR WRIT OF PROHIBITION**

**Counsel for Respondent, Charleston Area Medical Center, Inc.**

Lee Murray Hall, Esq. (WVSB # 6447)  
Sarah A. Walling, Esq. (WVSB # 11407)  
Jenkins Fenstermaker, PLLC  
P.O. Box 2688  
Huntington, West Virginia 25726-2688  
Phone: (304) 523-2100  
Fax: (304) 523-2347  
[lmh@jenkinsfenstermaker.com](mailto:lmh@jenkinsfenstermaker.com)  
[chn@jenkinsfenstermaker.com](mailto:chn@jenkinsfenstermaker.com)  
[saw@jenkinsfenstermaker.com](mailto:saw@jenkinsfenstermaker.com)

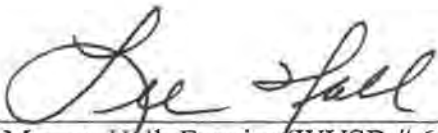
Respondent, Charleston Area Medical Center, Inc. (“CAMC”), by counsel, and pursuant to this Court’s March 30, 2020 Order directing CAMC to file a summary response to West Virginia Mutual Insurance Company’s (“WVMIC”) Petition for a Writ of Prohibition no later than April 27, 2020, states as follows:

CAMC is not a party to *West Virginia Mutual Insurance Company v. Steven R. Matulis, M.D., et al.*, Civil Action No. 17-C-748 (“the WVMIC Case”), and therefore, takes no position on WVMIC’s Petition for a Writ of Prohibition in this case.

**RESPECTFULLY SUBMITTED,**

**Charleston Area Medical Center, Inc.,**

**By counsel,**



Lee Murray Hall, Esquire (WVSB # 6447)

Sarah A. Walling, Esq. (WVSB # 11407)

Jenkins Fenstermaker, PLLC

P.O. Box 2688

Huntington, West Virginia 25726-2688

Phone: (304) 523-2100

Fax: (304) 523-2347

[lmh@jenkinsfenstermaker.com](mailto:lmh@jenkinsfenstermaker.com)

[chn@jenkinsfenstermaker.com](mailto:chn@jenkinsfenstermaker.com)

[saw@jenkinsfenstermaker.com](mailto:saw@jenkinsfenstermaker.com)