

PETITIONER APPENDIX 001

**IN THE CIRCUIT COURT OF MONONGALIA COUNTY, WEST VIRGINIA****CHRISTOPHER CHAFIN, CHEAT LAKE  
URGENT CARE, PLLC,****Plaintiffs,****v.****CIVIL ACTION NO. 16-C-547****JUDGE SUSAN B. TUCKER****DAVID ANDERSON, BRIAN R. BOAL,  
BOAL & ASSOCIATES, PC, GILLEN  
ENTERPRISES, LLC, AFFORDABLE  
CONTRACTORS, LLC and BUILD IT, LLC,****Defendants.****ORDER REGARDING AUGUST 3, 2020 HEARING**

On August 3, 2020, the parties appeared by their respective counsel for a duly noticed hearing. At the time, the Court heard representations from counsel regarding the three noticed hearings: (1) Defendants Brian R. Boal and Boal & Associates, PC's Motion to Strike Plaintiffs' Expert Disclosure, (2) Plaintiffs' Motion to Compel, and (3) Defendants' Brian R. Boal and Boal & Associates, PC's Motion for Leave to Amend Answer. At that time, the Court held its rulings in abeyance.

Upon further consideration and review of the court file, this Court hereby **GRANTS** the Motion to Strike and **GRANTS** the Motion for Leave to Amend Answer. Given those rulings, the previously filed Motion to Compel is **MOOT**.

The parties shall appear on **Wednesday, September 30, 2020 at 9:30 a.m.** for a Scheduling Conference in the above-referenced matter in Courtroom No. 1, at the Monongalia County Justice Center, 75 High Street, Morgantown, WV 26505.

PETITIONER APPENDIX 002

The Clerk of this Court shall provide a copy of this Order to all counsel of record.

It is so ORDERED this August 4<sup>th</sup>, 2020.

Susan B. Tucker  
SUSAN B. TUCKER, JUDGE

ENTERED: Aug 4, 2020  
DOCKET LINE 196, Jean-Francis Clark