

IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA

JUSTICE HOLDINGS LLC

Plaintiff,

v.

**Civil Action No. 19-C-481
Hon. Robert A. Burnside, Jr.**

**GLADE SPRINGS VILLAGE
PROPERTY OWNERS ASSOCIATION, INC.**

Defendant.

**AGREED ORDER ON AMENDED JOINT MOTION FOR ENTRY OF FINAL
JUDGMENT UNDER RULE 54(b)**

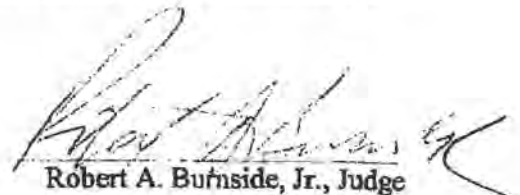
The parties, by counsel, have submitted an Amended Joint Motion for Entry of Final Judgment under Rule 54(b) of the West Virginia Rules of Civil Procedure ("Amended Joint Motion") and included this Agreed Order granting the Amended Joint Motion. The Court GRANTS the Amended Joint Motion and finds there is no just reason to delay any aggrieved party the opportunity upon entry of this Agreed Order to pursue timely an appeal to the Supreme Court of Appeals of West Virginia of any and all findings, rulings and conclusions of law or equity in the following Orders. The Court FINDS and HOLDS that any such unitary appeal is in the best interests of the parties and the Court, is efficient, prevents piecemeal appeal and promotes judicial economy. Accordingly, the Court ORDERS that upon entry of this Agreed Order, the time for any aggrieved party to pursue the timely appeal of any of the following Orders, in whole or part, shall then begin and be controlling as to all the Orders, regardless of when entered by the Court:

1. March 16, 2020 Order Denying in Part and Granting in Part Plaintiff's Motion to Dismiss
2. October 5, 2020 Order Granting GSVPOA's Motion for Summary Judgment on Count VII of its Second Amended Answer, Affirmative Defenses and

Counterclaims;

3. October 6, 2020 Order Granting GSVPOA's Motion for Summary Judgment on Count III of its Second Amended Answer, Affirmative Defenses and Counterclaims;
4. October 23, 2020 Order Granting GSVPOA's Motion for Summary Judgment that UCIOA Applies and Motion for Summary Judgment that Justice Holdings is the Declarant of GSV;
5. October 23, 2020 Order Denying Plaintiff's Motion to Amend Complaint;
6. December 18, 2020 Order Denying Justice Holdings, LLC's Motion for Summary Judgment on the Award of Attorney Fees and Granting in part GSVPOA's Motion for Summary Judgment on and for its Attorneys' Fees;
7. December 18, 2020 Order Granting GSVPOA's Motion to Compel Financial Disclosure of Justice Holdings LLC;
8. July 19, 2021 Order Granting Defendant's Motion to Dismiss Count I of First Amended Complaint; Granting Summary Judgment for Defendant as to Count I of First Amended Complaint on the issue of the effect of the Defendant's notice of termination of October 16, 2020; Refusing entry of Declaratory Judgment requested in Count II of First Amended Complaint; and Granting Defendant's Motion to Dismiss Counts III, IV, V, and VI of First Amended Complaint;
9. November 3, 2021, Order Granting Glade Spring Village Property Owners Association, Inc.'s Motion for Summary Judgment on Counts V, VII, VIII and IX¹ of its Counterclaims on Unpaid Assessments and Unjust Enrichment; and

Entered this 2nd day of December, 2021.


Robert A. Burnside, Jr., Judge

/s/ Shawn P. George

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¹ The reference to Count XI in the title of the Court's November 3, 2021 Order is a typographical error.