



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: OPIOID LITIGATION

CIVIL ACTION NO. 19-C-9000

ORDER REGARDING CORRESPONDENCE
FROM BRENT A. CLYBURN, ESQ.

Pending before the Court are the following documents filed by Brent A. Clyburn, Esq. on November 28, 2023, (Transaction ID 71498608) without a motion:

1. Correspondence from Brent A. Clyburn, Esq. to the Honorable Alan D. Moats dated August 26, 2022.
2. Correspondence from Brent A. Clyburn, Esq. to the Honorable Derek C. Swope dated October 25, 2023.
3. Circuit Court Invoices for *Guardian Ad Litem* Appointed on Behalf of Incarcerated Adult, Mark Radcliffe, for Civil Action No. 21-C-9000 PHARM, and Civil Action Nos. 17-C-248 THRU 255, along with time sheets for March 7, 2018, through February 24, 2021, for Case No. 21-C-9000 PHARM.¹

The Court takes notice that Brent A. Clyburn, Esq. has not filed a Notice of Appearance with this Court and did not register with File & ServeXpress until recently.²

No later than **December 11, 2023**, Brent A. Clyburn, Esq. is **ORDERED** to file and serve on all counsel of record a motion setting forth any relief sought from the Court, along with a copy of the previously filed Orders appointing Brent A. Clyburn, Esq., as Guardian *ad Litem* on Behalf of Incarcerated Adult, Mark Radcliffe, in *Brooke County Commission, et al. v. Purdue Pharma L.P., et al.*, Marshall County Civil Action Nos. 17-C-248 through 17-C-255, and *Monongalia*

¹ The August 26, 2022, and October 25, 2023, correspondence from Brent A. Clyburn, Esq. reference: *In re: Opioid Litigation*, Circuit Court of Kanawha County, West Virginia, Civil Action Number: 21-C-9000 PHARM; *Brooke County Commission, et al. v. Purdue Pharma, L.P., et al.*, Circuit Court of Marshall County, West Virginia, Civil Action Number: 17-C-248 through 255; and *Monongalia County Commission, et al. v. Purdue Pharma, L.P., et al.*, Circuit Court of Marshall County, West Virginia, Civil Action Number: 18-C-222; 18-C-233 through 236.

² As set forth in the Court's *Order Assigning Judges, Transferring Civil Actions to the Circuit Court of Kanawha County, West Virginia, and Designating Litigation for Electronic Filing and Service*, entered on June 14, 2019, "Registration and training for e-filing and service is **mandatory**. If a party is not registered with File & ServeXpress by July 1, 2019, the party will not receive e-service of documents in the Opioid Litigation." The Court ordered the Clerk of the Circuit Court of Marshall County to provide a copy of this Order "to all counsel of record, any *pro se* litigants, and to the Mass Litigation Manager."

County Commission, et al. v. Purdue Pharma, L.P., et al., Marshall County Civil Action Nos. 18-C-222 and 18-C-233 through 18-C-236; and any answers, motions or other pleadings previously filed by Brent A. Clyburn, Esq., as Guardian *Ad Litem* on Behalf of Incarcerated Adult, Mark Radcliffe in *Brooke County Commission, et al. v. Purdue Pharma L.P., et al.*, Marshall County Civil Action Nos. 17-C-248 through 17-C-255, and *Monongalia County Commission, et al. v. Purdue Pharma, L.P., et al.*, Marshall County Civil Action Nos. 18-C-222 and 18-C-233 through 18-C-236.

When filing a document previously filed in the Circuit Court of Marshall County, West Virginia, the filer shall select from the document types drop down menu in File & Serve*Xpress* “previously filed order,” “previously filed motion,” “previously filed answer,” etc., as applicable.

A copy of this Order has this day been electronically filed and served on all counsel of record via File & Serve*Xpress*.

It is so **ORDERED**.

ENTERED: November 30, 2023.

/s/ Alan D. Moats
Lead Presiding Judge
Opioid Litigation

/s/ Derek C. Swope
Presiding Judge
Opioid Litigation