

In the Circuit Court of Jackson County, West Virginia

**Southern Jackson County Public
Service District,**
Plaintiff,

v.

Case No. CC-18-2022-C-91
Judge Michael Lorensen

**C.J. Hughes Construction Company,
Inc.,
Tri-State Pipeline, Inc.,
Ferguson Enterprises, LLC,
Master Meter, Inc.,**
Defendants

DAY ORDER FROM JANUARY 5, 2024 HEARING

CAME the parties, in a Status Conference on January 5, 2024, commencing at 2:00 p.m. via Microsoft Teams. Marvin W. Masters, Esq. and Kelly L. Elswick-Hall, Esq. appeared for Plaintiff, Southern Jackson Public Service District, David K. Hendrickson, Esq. appeared for Defendant, Master Meter, Inc., Aaron J. Scarr, Esq. appeared for Defendant, Ferguson Enterprises, LLC, Daniel J. Konrad, Esq. appeared for Defendant, C.J. Hughes Construction Company, and Jennifer N. Taylor, Esq. appeared for Defendant, Tri-State Pipeline, Inc.

1. Counsel proffered that the parties had conferred and prior to the parties engaging in further discovery, the parties, by agreement, were discussing an alternative process to effectuate a resolution of this civil action. Counsel for Plaintiff requested a stay of this Court's consideration of the pending discovery disputes and fee petition case while they pursued this resolution track to save the expense of pursuing a discovery track simultaneously with this resolution track.
2. All counsel averred their agreement to this alternative track for resolution of this matter, and to a stay of the consideration of the aforementioned pending issues.

3. The undersigned, considering the agreement of all counsel, agreed to stay consideration of the pending discovery issues for a period of sixty days, or longer if needed.
4. The undersigned set this matter for status conference on March 8, 2024 at 2:00 p.m. via Microsoft Teams, at which time the parties will report as to the effectiveness of the alternative resolution route and advise the undersigned if more time is needed or if an amendment to the scheduling order is needed.
5. Counsel proffered they had no other matters to take up today.
6. The hearing was then adjourned.

The Court directs the Circuit Clerk to distribute attested copies of this order to all counsel of record, and to the Business Court Central Office at West Virginia Business Court Division, 380 West South Street, Suite 2100, Martinsburg, West Virginia, 25401.

ENTER: January 9, 2024

/s/ Michael Lorensen
Circuit Court Judge
5th Judicial Circuit

Note: The electronic signature on this order can be verified using the reference code that appears in the upper-left corner of the first page. Visit www.courtswv.gov/e-file/ for more details.