

In the Circuit Court of Ohio County, West Virginia

TRI-STATE AMBULANCE, INC.,
Plaintiff,

v.

Case No. CC-35-2020-C-155
Judge Michael Lorensen

**WHEELING HOSPITAL, INC.,
WHEELING HOSPITAL, INC.,
WEST VIRGINIA UNIVERSITY
HOSPITALS, INC.,
HEALTHTEAM CRITICAL CARE
TRANSPORT, LLC,
HEALTHNET AEROMEDICAL
SERVICES, INC. ET AL,**
Defendants

**DAY ORDER FROM JANUARY 22, 2024 HEARING AND ORDER STAYING CASE
UNTIL APRIL 29, 2024**

CAME the parties, in a status conference on January 22, 2024, commencing at 11:00 a.m.

Robert J. D'Anniballe, Jr., Esq. appeared for Plaintiff Tri-State Ambulance, Inc., Erin R. Vuljanic, Esq. appeared for Defendant West Virginia University Hospitals, Inc., Michael C. Cardi, Esq. appeared for Defendants HealthTeam Critical Care Transport, LLC and Healthnet Aeromedical Services, Inc., and Paul N. Garinger, Esq. appeared for Defendant Wheeling Hospital, Inc.

1. Conference was had as to the status of the parties' agreed alternative process to effectuate a resolution of this civil action, wherein the parties would engage an expert for the valuation of assets at issue.
2. Counsel for Plaintiff averred progress has occurred with their agreed resolution track, although it has moved slower than anticipated. The parties are in the process of getting the valuations complete. The parties have agreed to an adjustment in two dates

necessary for the valuation process.

3. Counsel for Defendants agreed. Counsel for Defendant Wheeling Hospital, Inc. averred that the resolution track has taken longer than anticipated but that the parties are closer to getting the information needed for valuation by a neutral third party.
4. After an inquiry by the undersigned, counsel requested an additional stay of 90 days to continue this resolution track. Other counsels were in agreement.
5. The undersigned, taking into account that the parties are actively engaged and making progress towards resolution, noting that they are working through the problems encountered in terms of data available, and considering the agreement of the parties to a stay, agreed to stay this matter for a period of ninety days, or longer if needed.
6. The undersigned set this matter for status conference on April 29, 2024 at 11:00 a.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 a scheduling order is needed.
7. Therefore, by agreement of the parties, this civil action shall be STAYED until such time as the Court lifts it or until the April 29, 2024 status hearing.
8. Counsel proffered they had no other matters to take up today.
9. 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 22, 2024

/s/ Michael Lorensen
Circuit Court Judge
1st 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.