

**In the Circuit Court of Marion County, West Virginia**

**American Bituminous Power  
Partners, LP,**  
Plaintiff,

v.

**Horizon Ventures of West Virginia,  
Inc.,**  
Defendant

Case No. CC-24-2018-C-130  
Judge Michael Lorensen

**BRIEFING ORDER**

IT APPEARING that Plaintiff, American Bituminous Power Partners, LP, has filed a Motion to Alter or Amend Final Judgment Order and for Other Relief, it is ORDERED pursuant to Rule 22 of the West Virginia Trial Court Rules as follows:

That movant will provide a proposed order (if not already done) and serve a copy upon all non-moving parties. Non-moving parties shall file written responses and proposed orders within fourteen (14) days of the entry of this Order, and serve copies of the same on the moving party. The moving party shall thereafter seven (7) calendar days to file a rebuttal memorandum, if desired. Thereafter, the Court will rule upon the motion on the pleadings and record or schedule a hearing if the Court deems it necessary.

All original proposed orders and copies of motions and/or memoranda shall be sent directly to the Judge via [Terry.Hypes@courtswv.gov](mailto:Terry.Hypes@courtswv.gov) with a courtesy copy to [Business.Court@courtswv.gov](mailto:Business.Court@courtswv.gov) and [Tessa.Bowers@courtswv.gov](mailto:Tessa.Bowers@courtswv.gov). Copies of the proposed orders and the original motions and memoranda shall be filed with the Clerk of the Circuit Court.

The Clerk shall enter the foregoing and forward attested copies hereof to all

counsel, all *pro se* parties, and to the Business Court Central Office at Business Court Division, 380 West South Street, Suite 2100, Martinsburg, West Virginia, 25401.

ENTERED this 12th day of March 2024.

**/s/ Michael Lorensen**

Circuit Court Judge  
16th 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/](http://www.courtswv.gov/e-file/) for more details.