

IN THE CIRCUIT COURT OF HARRISON COUNTY, WEST VIRGINIA

PURDY RUN AGGREGATES, LLC
A MICHIGAN LIMITED LIABILITY CO.,

Plaintiff,

v.

Civil Action No.: CC-17-2021-C-273
Judge David Hammer
(Business Court Proceeding)

TALL GRASS MANAGEMENT
PARTNERS, LLC,
JOHN W. GEFAELL,
WILLIAM M. WARD,
AWARD DEVELOPMENT, LLC,

Defendants.

ORDER GRANTING PLAINTIFF'S MOTION TO REOPEN CIVIL ACTION

On a former day came the Plaintiff, by and through its undersigned counsel, and submitted its Motion to Reopen Civil Action for Purposes of Obtaining Judgment Order.

By prior Administrative Order of Closure entered on July 28, 2023, this Court specifically set forth that the dismissal of the claims was subject to reopening, for good cause shown, by March 31, 2024. In its Motion, the Plaintiff informs the Court that the agreed-to settlement of all claims which was spread on the record on July 12, 2023, had not been complied with by the Defendants, Tall Grass Management Partners, LLC and John W. Gefaell. The remaining defendants had previously resolved all claims against them.

Having been so advised, and for good cause shown, this Court hereby reopens this Civil Action for the sole and limited purpose of entering a Final Judgment Order based upon the settlement previously agreed and consented to by the Parties.

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 2011, Martinsburg, West Virginia 25401.

It is so ORDERED.

Enter this 26th day of March, 2024.



The Honorable David Hammer