

ADMINISTRATIVE ORDER
SUPREME COURT OF APPEALS OF WEST VIRGINIA

SCA EFiled: Jul 09 2024
10:46AM EDT
Transaction ID 73575165

RADIOWV, LLC,
Plaintiff

vs.

Kanawha County Civil Action No. 22-C-916
Supreme Court Docket No. 23-707

JOHN D. PRICE, and
PRICE HILL RECORDS, LLC,
doing business as APPALACHIA UNTOLD,
Defendants

ORDER GRANTING REFERRAL

On December 13, 2023, the plaintiff RadioWV, LLC, by counsel Jonathon C. Stanley, Kent J. George, and Mary G. Williams, Robinson & McElwee PLLC, filed a motion to refer this case to the Business Court Division in accordance with Rule 29 of the West Virginia Trial Court Rules ("TCR").

The defendants John D. Price and Price Hill Records, LLC, by counsel Lonnie C. Simmons, DiPiero Simmons McGinley & Bastress, PLLC, filed a response to the motion to refer, along with a motion for leave to file the response out-of-time, on February 26, 2024. The motion for leave to file the response out-of-time is granted and the response is considered timely filed.

Finally, on March 14, 2024, the plaintiff, by counsel, filed a renewed motion to refer this case to the Business Court Division.

Upon careful review and consideration of the motion, the Chief Justice has determined that the principal claims in the action involve matters of significance to the transactions, operations, or governance between business entities as required by TCR 29.04(a)(1), and that specialized treatment is likely to improve the expectation of a fair and reasonable resolution of the controversy as required by TCR 29.04(a)(2). The fact that the action involves an individual does not, of itself, exclude the case from eligibility.

It is ORDERED that the renewed motion to refer this action to the Business Court Division is GRANTED.

The Clerk of Court shall provide a copy of this order to the Honorable Michael D. Lorensen, Chair of the Business Court Division, for assignment of a presiding judge and such other actions as are necessary to effectuate the provisions of TCR 29; to the Central Office of the Business Court Division, to the Honorable Maryclaire Akers, Judge of the Circuit Court of Kanawha County, and to the Clerk of the Circuit Court of Kanawha County.

ENTERED: JULY 8, 2024



A blue ink signature of Tim Armstead, written in a cursive style.

TIM ARMSTEAD
Chief Justice