

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

**WW CONSULTANTS, INC.,**  
Plaintiff,

v.

**POCAHONTAS COUNTY PUBLIC  
SERVICE DISTRICT,**  
Defendant

Case No. CC-20-2018-C-115  
Judge Christopher C. Wilkes

**TRIAL COURT RULE 22 SCHEDULING ORDER**

IT APPEARING Plaintiff, Pocahontas County Public Service District, by counsel, has filed Plaintiff's Motion for Partial Summary Judgment for Its "Headworks" Claim, or, Alternatively, Plaintiff's Motion for Partial Summary Judgment That the Headworks Improvement Project is a Public Convenience and a Necessity Under West Virginia Law and Thus No Issue of Material Fact Exists as to the Construction of the "Headworks" Improvement Project of the Snowshoe Regional Wastewater Plant, 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 15 days of entry of this order and serve copies of the same on the moving party. The moving party shall thereafter have 10 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 [Carol.Miller@courtswv.gov](mailto:Carol.Miller@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, to any *pro se* parties of record, and to the Business Court Division, electronically.

Enter: August 14, 2024

**/s/ Christopher C. Wilkes**

Circuit Court Judge

13th 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.