

IN THE CIRCUIT COURT OF WETZEL COUNTY, WEST VIRGINIA

KAYLA MCELLOWNEY and
DEVANNE E. DOTY,

Plaintiffs,

v.

ERX, LLC, a Florida Limited Liability
Company, WETZEL COUNTY HOSPITAL
ASSOCIATION, a West Virginia Corporation,
WETZEL COUNTY HOSPITAL, Inc. and
MARK SAMAN, M.D.,

Defendants,

Civil Action No. 20-C-51
Judge Jeffrey D. Cramer

FILED
MAY 12 AM 11:59
LORRI M. MCGUIRE
CIRCUIT CLERK
WETZEL COUNTY, WV

ORDER DENYING DEFENDANTS'
MOTIONS FOR SUMMARY JUDGMENT

Defendants Wetzel County Hospital Association, Wetzel County Hospital, Inc., and ERX, LLC (collectively, "Defendants") filed motions for summary judgment with respect to the counts enumerated in Plaintiffs' Third Amended Complaint. On April 6, 2022, the Court held oral argument on Defendants' pending motions for summary judgment.

The Court, having fully considered the arguments set forth in the parties' briefing and at oral argument, FINDS that there are genuine issues of material fact to be resolved with respect to Plaintiffs' claims. For this reason, Defendants' motions for summary judgment are DENIED.

The Circuit Clerk is directed to deliver a copy of this Order to all counsel of record and to any *pro se* party.

ENTER this 12th day of May, 2022.

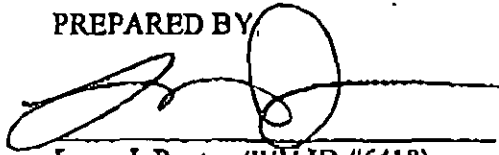
Jeffrey D. Cramer, Judge



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I HEREBY CERTIFY THAT THE ANNEXED INSTRUMENT IS A TRUE AND CORRECT COPY OF THE ORIGINAL ON FILE IN MY OFFICE.
ATTEST: CIRCUIT CLERK
WETZEL CO. WEST VIRGINIA
BY: _____ DEPUTY CLERK

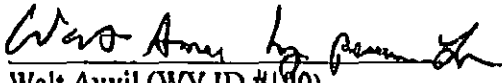
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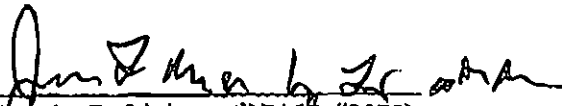
Larry J. Rector (WV ID #6418)
STEPTOE & JOHNSON PLLC
400 White Oaks Blvd.
Bridgeport, WV 26330
(304) 933-8151

Shelby A. Hicks-Merinar (WV ID #13081)
STEPTOE & JOHNSON PLLC
1000 Swiss Pine Way, Suite 200
Morgantown, WV 26501
Counsel for Defendant Wetzel County Hospital, Inc.

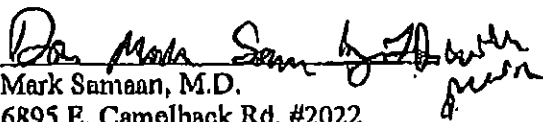
APPROVED BY:



Walt Auvil (WV ID #190)
Kirk Auvil (WV ID #12953)
Anthony Brunicardi (WV ID #13593)
THE EMPLOYMENT LAW CENTER, PLLC
1208 Market Street
Parkersburg, WV 26101
Counsel for Plaintiffs



Timothy R. Linkous (WV ID #8572)
Jennifer L. Miller (WV ID #11153)
LINKOUS LAW PLLC
10 Cheat Landing, Suite 200
Morgantown, WV 26508
Counsel for Defendant ERx, LLC



Mark Samaan, M.D.
6895 E. Camelback Rd, #2022
Scottsdale, AZ 85251
samaanmms@gmail.com
Pro Se Defendant