

ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

**Directional ONE Services Inc. USA,
a foreign corporation authorized to
do business in the State of West Virginia,
Plaintiff**

vs.) Civil Action No. 18-C-14 (Tyler County)

**Antero Resources Corporation,
a foreign corporation authorized to
do business in the State of West Virginia,
Defendant**

The Chief Justice of the Supreme Court of Appeals has been advised that Plaintiff Directional ONE Services, Inc. USA, by counsel, Christopher Kamper, and the law firm of Carver Schwarz McNab Kamper & Forbes, LLC, and Sean P. McGinley, and the law firm of DiPiero Simmons McGinley & Bastress, PLLC, has filed a motion to refer the above-referenced case to the Business Court Division pursuant to Rule 29 of the West Virginia Trial Court Rules ("TCR"). Defendant Antero Resources Corporation, by counsel, W. Henry Lawrence, John D. Pizzo, Eric M. DiVito, and the law firm of Steptoe & Johnson PLLC, filed a response in opposition to the motion to refer.

Plaintiff, by counsel, filed a Combined Motion for Leave to File, and Reply Brief in Support of Motion to Refer Case to the Business Court Division. Plaintiff's Motion for Leave is granted.

Upon careful review and consideration of the motion to refer, the response thereto, and plaintiff's reply, 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). The Chief Justice has further determined 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), and the motion to refer should therefore be granted.

It is hereby ORDERED that the motion to refer this action to the Business Court Division is granted, and this order shall be transmitted 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.

It is further ORDERED that a copy of this ORDER be transmitted to the Central Office of the Business Court Division; the Honorable David W. Hummel, Jr., Judge of the Second Judicial Circuit; and to the Clerk of the Circuit Court of Tyler County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: FEBRUARY 19, 2019


ELIZABETH D. WALKER
Chief Justice