

In the Circuit Court of Marion County, West Virginia

**American Bituminous Power
Partners, LP,**
Plaintiff,

v.

Case No. CC-24-2018-C-130
Judge Michael Lorensen

**Horizon Ventures of West Virginia,
Inc.,**
Defendant

**ORDER GRANTING MOTION TO SEAL HORIZON'S RESPONSE TO AMBIT'S
MOTION TO ENFORCE SETTLEMENT and MOTION TO DEEM AMBIT IN DEFAULT
OF ITS JUDGMENT PAYMENT OBLIGATIONS TO HORIZON**

Came the Defendant, Horizon Ventures of West Virginia (hereinafter "Horizon"), by and through undersigned counsel, and advised the Court that Horizon's Response to AMBIT's Motion to Enforce Settlement and Motion to Deem AMBIT in Default of its Judgment Payment Obligations to Horizon ("the Response") includes references to and exhibits of "the same confidential subject matter as asserted in AMBIT's Motion to Enforce Settlement." Accordingly, Horizon moved the Court to direct the Clerk of the Court to place the Response under seal.

WHEREFORE, in consideration of the confidential and protected nature of the information provided to the Court by Horizon in its Response, the Court does hereby ORDER the Clerk of this Court to place under seal Horizon's Response to AMBIT's Motion to Enforce Settlement and Motion to Deem AMBIT in Default of its Judgment Payment Obligations to Horizon. It is further ORDERED that the Response shall remain under seal indefinitely. The objections and exceptions of any party aggrieved hereby are duly noted.

The Clerk is further DIRECTED to send copies of this Order to counsel of record.

Entered, this 4th day of December, 2024.

/s/ Michael Lorensen

Circuit Court Judge
16th 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.courtsww.gov/e-file/ for more details.

Respectfully Submitted by:

/s/ Mark A. Kepple

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