



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: FELA ASBESTOS CASES

CIVIL ACTION NO. 02-C-9500

THIS DOCUMENT APPLIES TO:

BILLY VAUGHN

Plaintiff,

v.

Civil Action No. 19-C-244 MSH FELA

CSX TRANSPORTATION, INC.,
Individually and as successor-in-interest to
THE CHESSIE SYSTEM, INC.,
THE BALTIMORE & OHIO RAILROAD,
and THE CHESAPEAKE & OHIO RAILWAY,

Defendant.

ORDER OF DISMISSAL

On October 17, 2024, the Court filed a notice of intent to dismiss the above captioned civil action pursuant to Rule 41(b) of the West Virginia Rules of Civil Procedure and ordered Plaintiff to show cause why this case should not be dismissed. *Notice of Intent to Dismiss and Order to Show Cause* (Transaction ID 74786844).

On October 30, 2024, counsel for Plaintiff filed a response to the notice informing the Court that the Vaughn case was resolved in May 2022, and agreeing with dismissal. *Plaintiff's Response to Notice of Intent to Dismiss* (Transaction ID 74904597).

Finding it proper to do so, the Court hereby **ORDERS** that all claims filed in the above-captioned civil action by Plaintiff, Billy Vaughn against Defendant, CSX Transportation, Inc., Individually and as successor-in-interest to The Chessie System, Inc., The Baltimore & Ohio Railroad, and The Chesapeake & Ohio Railway, are **DISMISSED**, *with prejudice*, as fully compromised, agreed, and settled. It is further **ORDERED** that the above-captioned civil action shall be struck from the Court's docket and each party shall bear its own costs of this action.

A copy of this Order has this day been electronically served on all counsel of record via File & Serve*Xpress*.

It is so **ORDERED**.

ENTERED: October 31, 2024.

/s/ Gregory L. Howard, Jr.
Presiding Judge
FELA Asbestos Cases