

In the Circuit Court of Kanawha County, West Virginia

Harold D. Ward,
Plaintiff,

v.

ERP Environmental Fund, Inc,
Defendant

Case No. CC-20-2020-C-282
Judge Christopher C. Wilkes

TRIAL COURT RULE 22 SCHEDULING ORDER

IT APPEARING that Doss Special Receiver, LLC, by counsel, filed a Motion to Enforce Receivership Order Against Fayette County Solid Waste Authority's Complaint Served on December 11, 2024, 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, as well as nonparty Fayette County Solid Waste Authority, shall file written responses and proposed orders within 21 days of entry of this order and serve copies of the same on the moving party. The moving party shall thereafter have 7 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@courtsww.gov, with a courtesy copy to Business.Court@courtsww.gov and Tessa.Bowers@courtsww.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, to the Business Court Central Office at Business Court Division, electronically, and to the following counsel for the nonparty Fayette County Solid Waste Authority:

**Counsel for Nonparty Fayette County
Solid Waste Authority**

Michael O. Callaghan, Esq.
Chief Assistant Fayette County Prosecuting Attorney
ENVIRONMENTAL & PUBLIC HEALTH PROTECTION UNIT
c/o NEELY AND CALLAGHAN
1337 Virginia Street East, Suite 200
Charleston, WV 25301-3011
mcallaghan@neelycallaghan.com

Enter: January 16, 2025

/s/ Christopher C. Wilkes
Circuit Court Judge
8th 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/ for more details.