

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA
BUSINESS COURT DIVISION

EZRA SCHOOLCRAFT,

Plaintiff,

v.

Civil Action Number: 22-C-910

JEFFREY ISNER,
PBC ENERGY, LLC,

Defendants.

AGREED ORDER APPOINTING WES CASTO, P.E. AS BROKER

This Court's August 23, 2024 Final Judgment Order directed the parties to hire a broker or brokers within 30 days to facilitate the sale of the assets of PBC Energy, LLC ("PBC"), and further directed that if the parties cannot come to an agreement within 14 days of the Order as to the hiring of such broker(s), then the parties shall within seven days thereafter submit the names of their respective proposed broker(s) to the Court for selection. On September 16, 2024, the Court entered an Agreed Order extending the deadlines for submitting the names of proposed brokers and hiring a broker. Specifically, the Agreed Order directed the parties to submit the name(s) of their respective broker(s) to the Court by October 14, 2024, and to hire a broker or brokers by October 23, 2024. Because October 14, 2024 was Columbus Day, Rule 6(a) of the West Virginia Rules of Civil Procedure operated to extend the deadline for submitting proposed brokers to October 15, 2024.

On October 15, 2024, Defendant Isner filed a "Submission of Proposed Broker" proposing Wes Casto, P.E. of Casto Petroleum Engineering as the broker to facilitate the sale of PBC's assets and setting forth Mr. Casto's qualifications. Plaintiff Ezra Schoolcraft did not submit the name of any proposed broker.

The Court finds that Mr. Casto is qualified to serve as the broker to facilitate the sale of PBC's assets and hereby ORDERS the parties to hire him in that capacity within 30 days of the entry of this Order. The Court further DIRECTS that Mr. Casto shall cooperate equally with both parties and provide both with the same information, communications, and access to his work as broker in this proceeding.

The Court further ORDERS that the parties submit a final report and proposed agreed final judgment order upon the completion of the winding up and formal termination of PBC, which must occur no later than 120 days after the entry of this Order.

The Circuit Clerk is directed to forward a certified copy of this Order to all counsel of record.

Entered this 5 day of February, 2025.



Honorable L. L. L. L. L., Judge

Submitted by:

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