

**IN THE CIRCUIT COURT OF HARRISON COUNTY, WEST VIRGINIA  
BUSINESS COURT DIVISION**

**JANIS LECKENBUSCH, individually and on  
behalf of all others similarly situated,**

**Plaintiff,**

**vs.**

**Civil Action No. 23-C-267  
Presiding Judge: Shawn D. Nines  
Resolution Judge: David M. Hammer**

**BENEDUM AIRPORT AUTHORITY,  
a West Virginia corporation,  
WOLFE'S EXCAVATING, LLC, a  
West Virginia corporation, and  
THE THRASHER GROUP, INC.,  
a West Virginia corporation,**

**Defendants.**

**BRIEFING ORDER**

IT APPEARING that Plaintiff, Janis Leckenbusch, by counsel, has filed a Motion for Class Certification, 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 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 [Andrea.Chambers@courtswwv.gov](mailto:Andrea.Chambers@courtswwv.gov) with a courtesy copy to

Business.Court@courtswv.gov and Tessa.Bowers@courtswv.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 of record, as well as to the Business Court Division Headquarters, 380 West South Street, Suite 2100, Martinsburg, WV 25401.

ENTERED this 10<sup>th</sup> day of April 2025.

  
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JUDGE SHAWN D. NINES  
West Virginia Business Court Division