

In the Circuit Court of Harrison County, West Virginia

**DOUGLAS E. GRIFFITH, JR.,
ILEASE & RENTALS, LLC,**
Plaintiffs,

v.

**MVB BANK, INC.,
JARROD FURGASON,**
Defendants

Case No. CC-17-2020-C-231
Judge Shawn David Nines

**ORDER GRANTING JOINT MOTION TO SUSPEND THIRD AMENDED SCHEDULING
ORDER AND TO CONVERT FINAL PRETRIAL TO SCHEDULING CONFERENCE**

Pending before the Court is a Joint Motion to Suspend Third Amended Scheduling Order and to Convert Final Pretrial to Scheduling Conference. In said Motion, the parties jointly requested pursuant to Rules 16 and 29 of the West Virginia Rules of Civil Procedure, that the Court enter an Order to suspend the existing scheduling order, all responsive deadlines to pending motions, and to convert the final pretrial conference currently scheduled for September 4, 2025, to a pretrial status conference, if necessary. The parties represented that they have agreed to engage in a private mediation with Charles Piccirillo serving as mediator with said mediation scheduled to take place on July 30, 2025. The parties believe a suspension of the schedule to allow for the mediation to take place is in the best interests of judicial economy and to the parties to avoid potentially unnecessary litigation expense.

If the mediation does not resolve all claims, the parties believe a status conference with the court is warranted to set a schedule in the case to complete pending discovery and motion practice. The parties have further agreed to extend deadlines for Plaintiffs' pending motion for summary judgment. Pursuant to their agreement, Defendants' response to Plaintiffs' pending motion for summary judgment would be filed no later than August 13, 2025 and any reply would follow no later than August 27, 2025.

In light of the foregoing and in the interest of justice, and the demonstration of good cause for an extension of the remaining scheduling deadlines, the Court hereby ORDERS as follows:

1. Scheduling deadlines in the case are hereby suspended pending mediation;
2. Should mediation not result in a resolution of the case, Defendants shall have until August 13, 2025 to file a response to Plaintiffs' pending summary judgment motion with Plaintiffs having until August 27, 2025 to file a reply; and
3. If needed, the final pretrial hearing currently set for September 24, 2025 at 2:00 p.m. at the Taylor County Courthouse will be converted to a status conference for the purposes of addressing a new schedule in the case.

Stipulated and Agreed to by:

/s/Rebecca D. Pomeroy

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*Counsel for Counterclaim Defendant
Douglas E. Griffith, Jr.*

ENTER: July 30, 2025

/s/ Shawn D. Nines

Circuit Court Judge
19th 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.