
IN THE SUPREME COURT OF APPEALS OF WEST VIRGINIA

**STATE OF WEST VIRGINIA *ex rel.* TAKEUCHI MANUFACTURING COMPANY,
LIMITED,**

Petitioner,

v.

**THE HONORABLE DAVID J. SIMS; DONALD A. BRADEN; FRANCES BRADEN;
TAKEUCHI MANUFACTURING U.S. LIMITED; and CONTRACTOR'S
CONNECTION, LLC,**

Respondents.

**From the Circuit Court of Ohio County, West Virginia
Civil Action No. CC-35-2023-C-153**

RULE 16(h) SUMMARY RESPONSE

FRANCES BRADEN,

By Counsel,

/s/ Brian J. Warner

Brian J. Warner (WVSB #9372)
Sara E. Brown (WVSB #11339)
Shuman McCuskey Slicer PLLC
300 Wedgewood Drive, Suite 110
Morgantown, West Virginia 26505
Phone: (304) 291-2702
Fax: (304) 291-2840
bwarner@shumanlaw.com
sebrown@shumanlaw.com

SUMMARY RESPONSE OF RESPONDENT FRANCES BRADEN

Comes now Respondent Frances Braden by undersigned counsel of record pursuant to the Scheduling Order entered by this Honorable Court on August 19, 2025, and Rule of Appellate Procedure 16(h) and provides this Summary Response.

QUESTIONS PRESENTED:

1. Is it clear legal error for the Circuit Court to forego the necessary constitutional due process analysis when ruling on a foreign corporation's motion to dismiss for lack of personal jurisdiction?

2. Is it clear legal error for a Circuit Court to use the contacts of a subsidiary to find that the parent corporate has sufficient minimum contacts with the State of West Virginia to permit the assertion of personal jurisdiction over the parent corporation?

CONCLUSION:

In response to the Petition for Writ of Prohibition presented by Takeuchi Manufacturing Company, Limited, the Respondent, Frances Braden has not filed a cross-claim against Petitioner and, therefore, takes no position with regard to the questions presented for this Honorable Court's review.

FRANCES BRADEN,

By Counsel,

/s/ Brian J. Warner

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Sara E. Brown (WVSB #11339)
Shuman McCuskey Slicer PLLC
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Morgantown, West Virginia 26505
Phone: (304) 291-2702
Fax: (304) 291-2840
bwarner@shumanlaw.com
sebrown@shumanlaw.com

CERTIFICATE OF SERVICE

I, Brian J. Warner, hereby certify that the foregoing **Rule 16(h) Summary Response** was electronically filed with the Court on September 12, 2025, via File & ServeXpress, and served via U.S. Mail and E-Mail upon the following:

Peter D. Friday, Esquire
Friday & Cox, LLC
145 McFarland Road
Pittsburgh, PA 15216
Counsel for Donald A. Braden

Arie M. Spitz, Esquire
Jordan “Jo” McMinn, Esquire
Dinsmore & Shohl LLP
P.O. Box 11887
Charleston, WV 25339
Counsel for Takeuchi Manufacturing Company, Limited

Bradley K. Shafer, Esquire
Mintzer Sarowitz Zeris & Willis, PLLC
48 Fourteenth Street, Suite 200
Wheeling, WV 26003
Counsel for Contractor’s Connection, LLC

Honorable David J. Sims
Ohio County Courthouse
1500 Chapline Street, Room 503
Wheeling, WV 26003

/s/ Brian J. Warner

Brian J. Warner (WVSB #9372)