

ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

In Re: Motion to Refer LPG Land Cases to the Mass Litigation Panel

Billy Myers and Barbara Myers, Plaintiffs vs. LPG Land & Development Corporation and Mike's Pipe Inspection, Inc. d/b/a Inspection Oilfield Services, Defendants, Monongalia County Civil Action No. 13-C-735;

Laurel Satterfield, Plaintiff vs. LPG Land & Development Corporation and Mike's Pipe Inspection, Inc. d/b/a Inspection Oilfield Services, Defendants, Monongalia County Civil Action No. 13-C-736;

Cassandra Harvey and Wade Harvey, Plaintiffs vs. LPG Land & Development Corporation and Mike's Pipe Inspection, Inc. d/b/a Inspection Oilfield Services, Defendants, Monongalia County Civil Action No. 13-C-738;

Ruth Stone, Plaintiff vs. LPG Land & Development Corporation and Mike's Pipe Inspection, Inc. d/b/a Inspection Oilfield Services, Defendants, Monongalia County Civil Action No. 13-C-742;

John Tampoya and Jennifer Tampoya, Plaintiffs vs. LPG Land & Development Corporation and Mike's Pipe Inspection, Inc. d/b/a Inspection Oilfield Services, Defendants, Monongalia County Civil Action No. 13-C-743;

Mary Luzader, Plaintiff vs. LPG Land & Development Corporation and Mike's Pipe Inspection, Inc. d/b/a Inspection Oilfield Services, Defendants, Monongalia County Civil Action No. 13-C-744;

Bonnie Hughes, Plaintiff vs. LPG Land & Development Corporation and Mike's Pipe Inspection, Inc. d/b/a Inspection Oilfield Services, Defendants, Monongalia County Civil Action No. 13-C-745;

Brad Langley, Plaintiff vs. LPG Land & Development Corporation and Mike's Pipe Inspection, Inc. d/b/a Inspection Oilfield Services, Defendants, Monongalia County Civil Action No. 13-C-746;

Ronald M. Gaspar and Roberta A. Gaspar, Plaintiffs vs. LPG Land & Development Corporation and Mike's Pipe Inspection, Inc. d/b/a Inspection Oilfield Services, Defendants, Monongalia County Civil Action No. 13-C-864; and

Denzil R. Banks and Judy K. Banks, Plaintiffs vs. LPG Land & Development Corporation and Mike's Pipe Inspection, Inc. d/b/a Inspection Oilfield Services, Defendants, Monongalia County Civil Action No. 14-C-678

The Honorable Susan B. Tucker, Judge of the Seventeenth Judicial Circuit, has filed a motion in the Circuit Court of Monongalia County pursuant to Rule 26.06 of the West Virginia Trial Court Rules requesting that the above-referenced civil actions be referred to the Mass Litigation Panel. The motion did not include Monongalia County Civil Action No. 14-C-678, assigned to the Honorable Russell M. Clawges Jr. Thereafter, Defendant Mike's Pipe Inspection, Inc. d/b/a Inspection Oilfield Services, by

counsel, Keith C. Gamble, Jonathan J. Jacks, and the law firm of Pullin, Fowler, Flanagan, Brown & Poe, PLLC, filed a response to the motion requesting that if the motion is granted, the referral include Monongalia County Civil Action No. 14-C-678. After the response periods had expired, the motion and response thereto were filed with the Clerk of the West Virginia Supreme Court.

The motion appears to be in substantial compliance with Rule 26.06 of the West Virginia Trial Court Rules.

The time for parties and affected judges to respond has expired, and the Chief Justice has reviewed the motion and reply memorandum.

The Chief Justice has determined that such Motion to Refer should be granted and that it is appropriate to transfer all actions identified in this Order to the Mass Litigation Panel, and further, that the Mass Litigation Panel is authorized to transfer and join with the existing Mass Litigation any similar or related actions subsequently filed in the Monongalia County Circuit Court.

IT IS, HEREBY, ORDERED, pursuant to Rule 26.06(c)(3) of the West Virginia Trial Court Rules, that the Motion to Refer the above-referenced civil actions to the Mass Litigation Panel be, and hereby is GRANTED, and the actions identified in this Order are transferred to the Mass Litigation Panel for further proceedings.

IT IS FURTHER ORDERED, that the Mass Litigation Panel is authorized to transfer and join with the existing Mass Litigation any similar or related actions subsequently filed in the Monongalia County Circuit Court.

IT IS FURTHER ORDERED, that a copy of this Order be transmitted to the Honorable Alan D. Moats, Chair of the Mass Litigation Panel; the Honorable Susan B. Tucker and the Honorable Russell M. Clawges Jr., Judges of the Seventeenth Judicial Circuit; the Mass Litigation Manager; and the Circuit Clerk of Monongalia County.

IT IS FURTHER ORDERED, that the Circuit Clerk of Monongalia County record this Order and serve copies on all parties of record or their counsel, and take no further action with regard to the case files until direction is received in writing from a member of the Mass Litigation Panel and/or the Chief Justice of the Supreme Court of Appeals.

IT IS FURTHER ORDERED, that all proceedings be conducted as provided by law.

ENTERED: MARCH 16, 2015



MARGARET L. WORKMAN  
Chief Justice

Attest:



Rory M. Perry II, Clerk  
Supreme Court of Appeals