



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: CARBON MONOXIDE EXPOSURE LITIGATION CIVIL ACTION NO: 14-C-8000

THIS ORDER APPLIES TO ALL CASES

ORDER

On the 18th day of December, 2014, counsel for Defendants jointly presented *Defendants' Joint Motion to Stay Discovery Regarding Damages* (Transaction ID 56181879), and further moved to continue the April 27, 2015, trial date. Counsel for Plaintiffs then presented *Plaintiffs' Response And Opposition to Defendants' Joint Motion to Stay Discovery Regarding Damages* (Transaction ID 56246331), and offered alternative dates to further amend the *Case Management Order* entered July 2, 2014 (Transaction ID 55671683), and amended on October 8, 2014 (Transaction ID 56166237).

Having maturely considered the Motions and Responses of the parties, and having conferred with one another to ensure uniformity of their decisions, as contemplated by West Virginia Trial Court Rule 26.07(a), the Presiding Judges assigned to the Carbon Monoxide Litigation **ORDER** that Defendants shall be permitted to conduct such discovery of Plaintiffs' damage experts they so choose until and through the close of business on **January 16, 2015**.

The Presiding Judges further **ORDER**:

1. Discovery of Plaintiffs' and Defendants' liability witnesses, corporate responsibility witnesses, and punitive damage witnesses may continue until and through close of business on **March 16, 2015**;
2. Defendants' damages evidence witnesses need not be deposed until such time as the Court has entered scheduling orders for individual Plaintiffs' damage trials;

3. The trial of this matter shall take place as previously scheduled on April 27, 2015, the pre-trial conference shall occur as previously scheduled on March 27, 2015, and mediation shall be reconvened at 9:00 a.m. on January 22, 2015, as previously ordered by the Resolution Judges in the *Third Order Reconvening Mediation* (Transaction ID 56159131).

All objections and exceptions to these rulings are preserved to each and every Defendant.

ENTER: December 23, 2014

/s/ John A. Hutchison
Lead Presiding Judge
Carbon Monoxide Litigation