

ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

IN RE: MOTION TO REFER TO THE MASS LITIGATION PANEL THE PROCEEDING OF BAIN EDMONDSON AND DAWN EDMONDSON VS. MANISHA PATEL, ET AL., KANAWHA COUNTY CIVIL ACTION NO. 12-C-579, AND TWENTY-TWO OTHER KANAWHA COUNTY CASES IDENTIFIED IN THE MOTION TO REFER

The Honorable Tod J. Kaufman, Judge of the Thirteenth Judicial Circuit, has filed a motion with the Circuit Court of Kanawha County pursuant to Rule 26.06 of the West Virginia Trial Court Rules requesting that the above-referenced proceedings be referred to the Mass Litigation Panel. Thereafter, the motion and all reply memoranda were filed with the Clerk of the West Virginia Supreme Court.

Chief Justice Robin Jean Davis has voluntarily recused herself from considering said motion.

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 Acting Chief Justice has reviewed the motion and all reply memoranda.

The Acting Chief Justice has determined that such Motion to Refer should be granted and that it is appropriate to transfer all cases identified in said motion to the Mass Litigation Panel with the exception of Rosenbrook vs. Patel, et al., Kanawha County Case No. 12-C-1418, which has settled, and Estate of William Moran vs. Patel, et al., Kanawha County Case No. 12-C-469, which is scheduled for trial on October 14, 2014, and will remain on Judge Kaufman's docket, in light of the fact that Moran is the only wrongful death case of the group, and is also the only case that has been developed in such a fashion as to have a scheduled trial date.

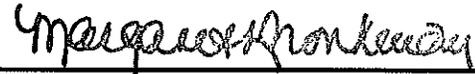
IT IS, HEREBY, ORDERED, pursuant to Trial Court Rule 26.06(c)(3), that the Motion to Refer the above-referenced proceedings to the Mass Litigation Panel be, and hereby is, granted with respect to all cases identified in said motion with the exception of Rosenbrook vs. Patel, et al., Kanawha County Case No. 12-C-1418, and Estate of William Moran vs. Patel, et al., Kanawha County Case No. 12-C-469, which will remain on Judge Kaufman's docket, and all such cases are hereby transferred to the Mass Litigation Panel. The list of the cases referred to the Mass Litigation Panel pursuant to this Administrative Order is attached as Exhibit A.

IT IS FURTHER ORDERED, that a copy of this Order be transmitted to the Honorable Alan D. Moats, Chair of the Mass Litigation Panel; to the Honorable Tod J. Kaufman, the Honorable James C. Stucky, the Honorable Louis H. Bloom, the Honorable Charles E. King Jr., the Honorable Carrie L. Webster, the Honorable Paul Zakaib Jr., and the Honorable Jennifer F. Bailey, Judges of the Thirteenth Judicial Circuit; to Steven C. Hanley, Kanawha County Court Administrator; to the Mass Litigation Manager; and to the Circuit Clerk of Kanawha County.

IT IS FURTHER ORDERED, that the Circuit Clerk of Kanawha 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.

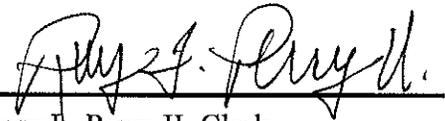
IT IS FURTHER ORDERED, that all proceedings be conducted as provided by law.

ENTERED: MAY 8, 2014



MARGARET L. WORKMAN
Acting Chief Justice

Attest:



Rory L. Perry II, Clerk
Supreme Court of Appeals

EXHIBIT A

1. *Bain Edmondson and Dawn Edmondson vs. Manisha Patel, et al.*, Kanawha County Case No. 12-C-579
2. *Shirley Linn and Tony Linn vs. Manisha Patel, et al.*, Kanawha County Case No. 12-C-634
3. *Emmett Williams vs. Manisha Patel, et al.*, Kanawha County Case No. 12-C-1417
4. *Craig Reed vs. Manisha Patel, et al.*, Kanawha County Case No. 12-C-1419
5. *Terry Harvey vs. Manisha Patel, et al.*, Kanawha County Case No. 12-C-1420
6. *Isaac Croy vs. Manisha Patel, et al.*, Kanawha County Case No. 12-C-1424
7. *Stephen Agnatovech and Maria Agnatovech vs. Manisha Patel, et al.*, Kanawha County Case No. 13-C-234
8. *Timothy Evans and Debbie Evans vs. Manisha Patel, et al.*, Kanawha County Case No. 13-C-1620
9. *Danielle Mallow, Individually, and Danielle Mallow, as mother and next friend of L.M., an infant vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-119
10. *Lori Burnside, Individually, and Lori Burnside, as mother and next friend of D.B., an infant vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-120
11. *Edison Holeston and Karen Holeston vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-189
12. *Cory Epling, Amanda Epling, and Karlee Epling vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-191
13. *Jeffrey Hunter and Paulette Hunter vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-214
14. *Matthew Fontaine vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-215
15. *Christian Ferris and Brenda Ferris vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-223
16. *Danielle L. Sharot vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-224
17. *S.R.A., an Infant, by his father and next friend Stephen Agnatovech vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-225
18. *Brittini J. Doerfer vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-229
19. *William Jason Flocker vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-230
20. *David K. Whitt vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-231
21. *Brent F. Walker vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-232
22. *James K. Ross vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-233
23. *Michael W. Moore vs. Manisha Patel, et al.*, Kanawha County Case No. 14-C-234