



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: WATER CONTAMINATION LITIGATION

CIVIL ACTION 16-C-6000

THIS DOCUMENT APPLIES TO ALL CASES

By order dated November 3, 2016, the Court granted the parties' joint motion and stayed these proceedings for 90 days based upon a tentative class settlement reached in the case of *Crystal Good, et al. v. American Water Works Company, Inc. et al*, Civil Action No. 2:14-01374, now pending in the United States District Court for the Southern District of West Virginia. The proposed settlement includes all claims against both West Virginia-American Water Company (along with American Water Works Company, Inc., and American Water Works Service Company, Inc.) and Eastman Chemical Company. The proposed class settlement is intended to include all residents and businesses (and associated hourly wage earners) served by the Kanawha Valley Water Treatment Plant during the January 9, 2014 water contamination of the Elk River and the water system, including, but not limited to, the plaintiffs in all pending cases in both state and federal court and any persons or businesses which previously opted out of the *Crystal Good* action.

The parties advised the federal court that they continue to work on the settlement agreement and plan to present it and a motion for preliminary approval of the class settlement to the federal court within the next thirty to sixty days. The Plaintiffs and Defendants therefore seek to extend the stay of proceedings in this Court to permit the parties to concentrate their efforts on effectuating the settlement in *Good*.

The Court hereby FINDS that the motion is well-taken and hereby ORDERS that these proceedings be further STAYED for 90 days from the date of entry of this ORDER.

ENTER: January 31, 2017.

/s/ Alan D. Moats
Lead Presiding Judge
Water Contamination Litigation

AGREED to by:

s/ Anthony J. Majestro
Anthony J. Majestro (WVSB #5165)
Powell & Majestro PLLC
405 Capitol Street, Suite
Phone: 304-346-2889 Fax: 304-346-2895
amajestro@powellmajestro.com
Co-Lead Counsel and Liaison Counsel for Plaintiffs

s/ Thomas J. Hurney, Jr.
Thomas J. Hurney, Jr. (WV Bar No. 1833)
JACKSON KELLY PLLC
500 Lee Street E, Suite 1600 (25301) P.O. Box 553
Charleston, WV 25322
Phone: (304) 340-1000
Lead Defense Counsel and Liaison Counsel for Defendant