



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: YEAGER AIRPORT LITIGATION

Civil Action No. 16-C-7000

THIS DOCUMENT APPLIES TO:

**BROTHERHOOD MUTUAL
INSURANCE COMPANY, a foreign corporation,
a/s/o The Keystone Apostolic Church f/k/a
The Pentecostal Assembly of Jesus Christ,
a non-profit association,**

Plaintiff,

v.

Civil Action No. 16-C-293 KAN

**CENTRAL WEST VIRGINIA REGIONAL
AIRPORT AUTHORITY, INC. a West Virginia
Corporation, et al.,**

Defendants.

AGREED ORDER OF DISMISSAL

NOW COMES the Plaintiff, Brotherhood Mutual Insurance Company, by counsel, Allison S. McClure, and the law firm of McNeer, Highland, McMunn and Varner, L.C., and the Defendant Affordable Asphalt Maintenance Corporation, by counsel, David P. Cook, Jr., and the law firm of MacCorkle, Lavender, PLLC, and hereby advise the Court that the parties have agreed to a dismissal, without prejudice, of Defendant, Affordable Asphalt Maintenance Corporation, as to Plaintiff, Brotherhood Mutual Insurance Company, Civil Action No. 16-C-293 KAN.

Accordingly, it is hereby **ORDERED, ADJUDGED** and **DECREED** that all claims against Defendant, Affordable Asphalt Maintenance Corporation, including all cross-claims, are hereby dismissed, without prejudice, in this matter. Each party is to bear their own costs and fees.

It is so **ORDERED**.

ENTER: March 6, 2017.

/s/ John A. Hutchison
Lead Presiding Judge
Yeager Airport Litigation

/s/ Allison S. McC lure
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