



**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

v.

Civil Action No. 16-C-293 KAN

CENTRAL WEST VIRGINIA REGIONAL  
AIRPORT AUTHORITY, INC., et al.

**DISMISSAL ORDER**

On a previous day came the Plaintiff, Brotherhood Mutual Insurance Company, pursuant to Rule 21 of the West Virginia Rules of Civil Procedure, and represented to the Court that it previously filed suit against Defendant, JMD Company, Inc., a Delaware corporation, but has since been advised that the appropriate entity against which it should assert its claims is Johnston-Morehouse-Dickey Company d/b/a. Therefore, Plaintiff represents to the Court that it is agreeable to dismissing, without prejudice, its claims previously asserted against JMD Company, Inc., a Delaware corporation.

Whereupon, based upon the representation of the Plaintiff, the Court does hereby **ORDER** that the Defendant, JMD Company, Inc., a Delaware corporation, is dismissed, without prejudice, from this matter.

It is so **ORDERED**.

**ENTER:** March 22, 2017.

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

**Prepared/Submitted By:**

/s/ Allison S. McClure

Jeffrey D. Van Volkenburg (WV State Bar #10227)

Allison S. McClure (WV State Bar #10785)

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