



Supreme Court of Appeals State of West Virginia

News

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Judge Swope postpones trial in *Bibb v. Monsanto*

For immediate release Monday, August 29, 2011

CHARLESTON, W.Va. – Ninth Judicial Circuit Judge Derek Swope today, August 29, entered an order postponing the jury trial in *Bibb et. al. v. Monsanto*, Putnam County case No. 04-C-465, which had been scheduled to begin on Tuesday, Sept. 6.

Judge Swope's order also sets aside all previous scheduling orders in the case. Judge Swope has scheduled a status conference for 12:15 p.m. Tuesday, Sept. 6. The parties at that time will discuss rescheduling the trial. The status conference will be held by telephone.

Judge Swope, who is one of three circuit judges in Mercer County, was assigned earlier today to sit in the class action lawsuit by special assignment of Chief Justice Margaret L. Workman.

Judge Swope was assigned to the case after Twenty-Ninth Judicial Circuit (Putnam County) Judge O.C. Spaulding stepped aside on Friday due to illness. Judge Spaulding announced that he has amyotrophic lateral sclerosis, or ALS, a degenerative motor neuron disease.

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