

ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

**Alan Enterprizes, LLC,
Plaintiff**

v. No. 14-C-503-2 (Harrison County)

**Mac's Convenience Stores LLC, d/b/a
Circle K., Joyce Salmon, and Louis Diab,
Defendants**

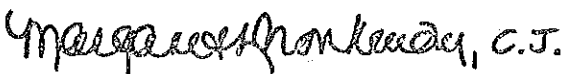
The Chief Justice of the Supreme Court of Appeals has been advised that Plaintiff Alan Enterprizes, LLC, by counsel, John C. Palmer IV, Keith J. George, Stephen D. Annand, and Devan K. Flahive, and the law firm of Robinson & McElwee PLLC, and Defendants Mac's Convenience Stores, LLC, d/b/a Circle K., Joyce Sammon (incorrectly named as "Joyce Salmon"), and Louis Diab, by counsel, Michael Bonasso, Kyle T. Turnbull, and the law firm of Flaherty Sensabaugh Bonasso, PLLC; and Zach Chaffee-McClure and the law firm of Shook, Hardy & Bacon LLP, have filed a joint motion to refer the above-styled action to the Business Court Division pursuant to Rule 29 of the West Virginia Trial Court Rules ("TCR"). The Honorable Thomas A. Bedell, Chief Judge of the Fifteenth Judicial Circuit, has filed a response in support of said motion.

Upon careful review and consideration of the motion and the reply memorandum, the Chief Justice has determined that the principal claims in the action involve matters of significance to the transactions, operations, or governance between business entities as required by TCR 29.04(a)(1). The mere fact that the action involves individuals does not, of itself, exclude the case from eligibility. The Chief Justice has further determined that specialized treatment is likely to improve the expectation of a fair and reasonable resolution of the controversy as required by TCR 29.04(a)(2), and the motion to refer should therefore be granted.

It is hereby ORDERED that the motion to refer this action to the Business Court Division is granted, and this order shall be transmitted to the Honorable Christopher C. Wilkes, Chair of the Business Court Division, for assignment of a presiding judge and such other actions as are necessary to effectuate the provisions of TCR 29.

It is further ORDERED that a copy of this ORDER be transmitted to the Central Office of the Business Court Division; the Honorable Thomas A. Bedell, Chief Judge of the Fifteenth Judicial Circuit; and to the Clerk of the Circuit Court of Harrison County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: NOVEMBER 9, 2015


MARGARET L. WORKMAN
Chief Justice