

IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA

IN RE: FLOOD LITIGATION

CIVIL ACTION NO. 02-C-797

**ORDER DESIGNATING FLOOD LITIGATION
FOR ELECTRONIC FILING AND SERVICE**

WHEREAS by Administrative Order entered on May 16, 2002, the Supreme Court of Appeals of West Virginia referred flood damage cases arising from a July 8, 2001 flood to the Mass Litigation Panel ("Panel").

NOW THEREFORE, the Panel has determined that it is appropriate for the flood damage cases arising from the July 8, 2001 flood ("Flood Litigation") to be subject to electronic filing and service ("e-filing and service"). Pursuant to West Virginia Trial Court Rule 15.02(c), the Panel **ORDERS** that all flood damage cases in all watersheds pending in the Circuit Court of Raleigh County that arise from the July 8, 2001 flood are subject to e-filing and service beginning on **July 20, 2009**, as provided in Trial Court Rule 15.01 *et seq.*

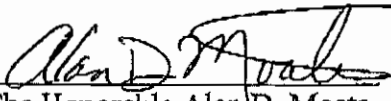
The Panel reminds the parties that, pursuant to Trial Court 15.02(b), e-filing and service shall not be used to initiate a civil action or to serve a new party with an amended complaint or a third-party complaint.

The Panel further reminds the parties that registration and training for e-filing and service using LexisNexis File & Serve is **mandatory**. If a party is not registered with LexisNexis by the July 20 Live Date, the party will not receive e-service of documents in the Flood Litigation. Even if a party has registered with LexisNexis and received training for e-filing and service in other Mass Litigation cases, there will be specific training for e-filing and service in the Flood Litigation that all parties must receive. Communications will be forthcoming from LexisNexis regarding registration and training, but the

LexisNexis Customer Service Department may be reached at 1-888-529-7587 if you have any questions.

The Clerk is directed to provide a certified copy of this Order to members of the Mass Litigation Panel, the Mass Litigation Manager, Liaison Counsel for Plaintiffs and Liaison Counsel for Defendants. Liaison Counsel for Plaintiffs and Liaison Counsel for Defendants are **ORDERED** to forward a copy of this Order to their respective co-counsel and all self-represented parties.

ENTER: June 29, 2009.


The Honorable Alan D. Moats
Chair, Mass Litigation Panel

The foregoing is a true copy of an order:
entered in this office on the 29 day
of Mon, June, 2009
JANICE B. DAVIS, Circuit Clerk of
Raleigh County, West Virginia
By: J.S.
Deputy

