

**IN THE CIRCUIT COURT OF HARRISON COUNTY, WEST VIRGINIA**

**LENORA PERRINE, CAROLYN HOLBERT,  
WAUNONA MESSINGER CROUSER,  
REBECCA MORLOCK, ANTHONY BEEZEL,  
MARY MONTGOMERY,  
MARY LUZADER, TRUMAN R. DESIST,  
LARRY BEEZEL, and JOSEPH BRADSHAW,  
individuals residing in West Virginia,  
on behalf of themselves and all others similarly situated,**

**Plaintiffs,**

**v.**

**Case No. 04-C-296-2  
Judge Thomas A. Bedell**

**E.I. DU PONT NEMOURS AND COMPANY, a  
Delaware corporation doing business in West Virginia,  
MEADOWBROOK CORPORATION, a dissolved  
West Virginia corporation, MATTHIESSEN & HEGELER  
ZINC COMPANY, INC., a dissolved Illinois corporation  
formerly doing business in West Virginia, NUZUM  
TRUCKING COMPANY, a West Virginia corporation,  
T.L. DIAMOND & COMPANY, INC., a New York  
Corporation doing business in West Virginia, and  
JOE PAUSHEL, an individual residing in West Virginia**

**Defendants.**

**ORDER CONTINUING HEARING**

On the 20<sup>th</sup> day of December, 2007 came the Plaintiffs', not in person, but by their counsel, Perry B. Jones; also came the Defendant, E.I. DuPont Nemours and Company, not in person, but by their counsel, David B. Thomas and James Arnold; and the Defendant, T.L. Diamond & Company, not in person, but by their counsel, Richard

H. Gallagher All parties were present for a hearing previously set by the Court to address post-trial matters in the case.


The Court then inquired of the spectators present in the Courtroom if anyone was present for said hearing.

Hearing no response,<sup>1</sup> and having reserved the Defendants' previous objections and exceptions, the Court, for reasons previously stated upon the record, *sua sponte*, **ORDERED** said hearing continued until the 15<sup>th</sup> day of January, 2008, at 9:00a.m., or as soon thereafter as the matter may be heard, in the Circuit Courtroom, Division 2, of the Harrison County Courthouse, 301 W. Main Street, Clarksburg, West Virginia 26301.

A copy of this Order shall be provided by the Clerk to:

J. Farrest Taylor, Esq.  
Cochran, Cherry, Givens, Smith, Lane & Taylor  
163 W. Main Street  
Dothan, AL 36301

David Thomas, Esq.  
Allen, Guthrie, McHugh & Thomas  
500 Lee Street, Suite 800  
Charleston, WV 25301

ENTER: January 4, 2008  
  
\_\_\_\_\_  
Judge

Submitted By:

  
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Attorney for Plaintiffs (WVSB #9683)

(1)The Court would further note that approximately 9:10 o'clock a.m., two individuals presented themselves to the Court's staff and indicated that they were present for said hearing on the post-trial motions previously Noticed for the 20th day of December, 2007. The Court's staff indicated that due to a scheduling conflict, the hearing set for the 20th day of December, 2007, had been continued to the 15th and 16th days of January, 2008, beginning at 9:00 o'clock a.m., or as soon thereafter as the matter may be heard.