

ADMINISTRATIVE ORDER

SUPREME COURT OF APPEALS OF WEST VIRGINIA

RE: TEMPORARY ASSIGNMENT OF THE HONORABLE THOMAS C. EVANS III TO THE SEVENTEENTH JUDICIAL CIRCUIT TO PRESIDE OVER THE PROCEEDING OF WEST VIRGINIA RADIO CORPORATION VS. WEST VIRGINIA UNIVERSITY BOARD OF GOVERNORS, ET AL., MONONGALIA COUNTY CASE NO. 13-C-468

The Honorable Phillip D. Gaujot, Judge of the Seventeenth Judicial Circuit, has advised the Chief Justice of the Supreme Court of Appeals of a motion filed for his disqualification from presiding over the above-styled case.

Upon review of said motion and in accordance with Trial Court Rule 17.01(c), the Chief Justice has determined that the matters set forth therein are sufficient to warrant such disqualification to avoid even an appearance of impropriety.

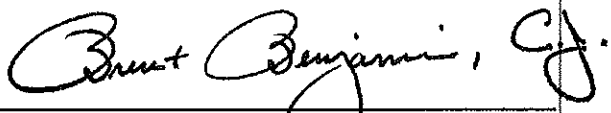
Upon review of said matter, it is also observed that the business litigation issues raised in this matter may be appropriate for consideration by the Business Court Division; and the parties and judge are encouraged to consider a referral of this matter to said Division.

IT IS, THEREFORE, ORDERED, that the Honorable Thomas C. Evans III, Chief Judge of the Fifth Judicial Circuit, be, and he hereby is, assigned to the Seventeenth Judicial Circuit under the provisions of Article VIII, § 3 of the Constitution of West Virginia for the purpose of presiding over the above-styled case.

IT IS FURTHER ORDERED, that the Circuit Clerk of Monongalia County record this Order in the Office of the said Clerk and provide copies of the same to all parties of record or their counsel.

IT IS FURTHER ORDERED, that the Circuit Clerk of Monongalia County forward to Judge Evans copies of such documents and materials in the Clerk's Office as directed by him.

ENTERED: AUGUST 6, 2013


BRENT D. BENJAMIN
Chief Justice