

FILED

2020 SEP 28 AM 8:42

CARLY S. GAISSON, CLERK
KANAWHA COUNTY CIRCUIT COURT

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

ROBERT TYLER ALEXANDER,

Plaintiff,

v.

CIVIL ACTION NO. 20-C-830

Judge Joanna I. Tabit

GOVERNOR JIM JUSTICE; THE WEST VIRGINIA DEPARTMENT OF HEALTH AND HUMAN RESOURCES; and the WEST VIRGINIA BOARD OF EDUCATION,

Defendants.

ORDER ISSUING RULE TO SHOW CAUSE

On September 23, 2020, came the Plaintiff, Robert Tyler Alexander (“Alexander”), by counsel, J. David Fenwick, Esq., and Goodwin & Goodwin, LLP, and filed *Plaintiff Alexander’s Complaint Seeking Temporary Restraining Order, Preliminary Injunction and Permanent Injunction Against State Violation of Constitutional Rights*.

Having reviewed the Plaintiff’s Complaint, the Court hereby issues a Rules to Show Cause against the Defendants to appear **FORTHWITH** and show cause, if any they can, why the relief prayed for should not be granted.

It is **FURTHER ORDERED** that the parties shall appear before the Honorable Joanna I. Tabit on **Tuesday, October 6, 2020, at 9:00 a.m.**, on the second floor of the Old Courthouse in the Ceremonial Courtroom, Courtroom Four, and show cause why the Temporary Restraining Order, Preliminary Injunction and Permanent Injunction should not be granted.

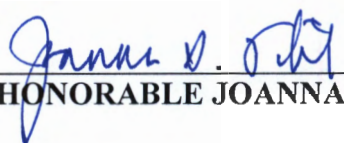
All responsive pleadings shall be filed on or before **Friday, October 2, 2020, at 12:00 p.m.**

The Clerk of the Court shall distribute copies of this Order to all parties or counsel of record as follows:

- (1) J. David Fenwick, Esq., Goodwin & Goodwin, LLP, 300 Summers, Street, Suite 1500, Charleston, WV 25301 and (jdf@goodwingoodwin.com);
- (2) Governor Jim Justice, W.Va. State Capitol, 1900 Kanawha Blvd. E., Charleston, WV 25305 and FAX: (304) 558-2722;
- (3) Honorable William J. Crouch, WV Department of Health and Human Resources, 350 Capitol Street, Charleston, WV 25301 and FAX: (304) 558-1130;
- (4) Honorable Clayton Burch, WV State Board of Education, 1900 Kanawha Blvd. E. #351, Charleston, WV 25305 and FAX: (304) 558-0048;
- (5) Brian Abraham, Esq., General Counsel, State of W.Va. Governor's Office, 1900 Kanawha Blvd. E., Charleston, WV 25305; FAX: (304) 558-2722 and (brian.r.abraham@wv.gov);
- (6) Benjamin L. Bailey, Esq. and Benjamin J. Hogan, Esq., Special Assistant Attorneys General, Bailey & Glasser LLP, 209 Capitol Street, Charleston, WV 25301; FAX: (304) 342-1110 and (bbailey@baileyglasser.com) and (bhagan14@gmail.com);
- (7) Kelli D. Talbott, Esq., Senior Deputy Attorney General, 812 Quarrier St., Second Floor, Charleston, WV 25301 and ([Kelli. D. Talbott@wvago.gov](mailto:Kelli.D.Talbott@wvago.gov)).

Counsel for the Plaintiff shall forward a copy of this Order to any additional parties and/or counsel not listed above.

Enter this 28th day of September, 2020.



THE HONORABLE JOANNA I. TABIT