

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 31<sup>st</sup> of January, 2008, the following order was made and entered:

State of West Virginia ex rel. Blue Eagle Land, LLC, a West Virginia limited liability company, CoalQuest Development, LLC, a foreign limited liability company, Consolidation Coal Company, a foreign corporation, Horse Creek Land and Mining Company, a West Virginia corporation, National Council of Coal Lessors, Inc., a West Virginia corporation, Penn Virginia Operating Company, LLC, a foreign limited liability company, Pocahontas Land Corporation, a foreign corporation, West Virginia Coal Association, a West Virginia non-profit corporation, WPP LLC, a foreign limited liability company, and Wolf Run Mining Company, a West Virginia corporation, Petitioner

vs.) No. 33705

West Virginia Oil & Gas Conservation Commission, a state agency, Chesapeake Appalachia, LLC, a foreign limited liability company, Eastern American Energy Corporation, a West Virginia corporation, and Petroedge Resources (WV), LLC, a foreign limited liability company, Respondents

On a former day, to-wit, January 24, 2008, came the West Virginia Surface Owners' Rights Organization, by David B. McMahon, J.D., its attorney, and presented to the Court its motion in writing for leave to file a brief Amicus Curiae in the above-captioned proceeding and attached said brief thereto.

Upon consideration whereof, the Court is of opinion to and doth hereby grant said motion for leave to file a brief Amicus Curiae in the above-captioned proceeding and doth

hereby order said brief filed. Justice Benjamin disqualified. Judge Hatcher sitting by temporary assignment.

A True Copy

Attest:

  
Clerk, Supreme Court of Appeals