

COURT'S EXHIBIT A

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

FILED
2013 NOV 18 PM 2:06
CATHY S. GATSON
KANAWHA COUNTY CIRCUIT COURT

AMOS GABRIEL HICKS,

Plaintiff,

v.

Civil Action No. 13-C-1928
Judge Jennifer F. Bailey

STEVEN CANTERBURY, Administrator,
West Virginia Supreme Court of Appeals;
BOOKER T. STEPHENS, Judge;
FRANCINE SPENCER, McDowell County
Circuit Clerk; JANET MURPHY, Court
Reporter (Deceased) and/or Estate of Janet
Murphy and Widowed Husband, John Doe,
and/or Bonding Company/Agency/Municipality/
or Insurer(s) thereof,

Defendants.

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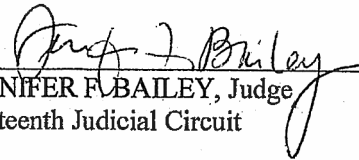
Order Denying Motion to Alter or Amend Judgment Because Untimely Filed


Pending before the Court is "Plaintiff's - Motion to Alter or Amend a Judgment," filed on November 4, 2013, by the *pro se* plaintiff, Amos Gabriel Hicks.

Rule 59(e) of the West Virginia Rules of Civil Procedure states, "[a]ny motion to alter or amend the judgment shall be filed not later than 10 days after entry of the judgment." The Court entered a dismissal order in this matter on October 17, 2013. The plaintiff filed the pending motion on November 4, 2013--four days after the deadline. Because the motion was filed outside of the ten-day deadline, the Court lacks jurisdiction to consider the motion.

The Court **ORDERS** that the motion to alter or amend judgment is **DENIED**. The Court **DIRECTS** the Circuit Clerk to distribute a certified copy of this order to the self-represented party.

Enter this 18th day of November 2013.


JENNIFER F. BAILEY, Judge
Thirteenth Judicial Circuit

STATE OF WEST VIRGINIA
COUNTY OF KANAWHA, SS
I, CATHY S. GATSON, CLERK OF CIRCUIT COURT OF SAID COUNTY
AND IN SAID STATE, DO HEREBY CERTIFY THAT THE FOREGOING
IS A TRUE COPY FROM THE RECORDS OF SAID COURT
GIVEN UNDER MY HAND AND SEAL OF SAID COURT THIS 20
DAY OF November, 2013

CATHY S. GATSON, CLERK
CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA