

FILED

STATE OF WEST VIRGINIA

JAN 17 2008

COUNTY OF MONONGALIA, TO-WIT:

**U.S. DISTRICT COURT
CLARKSBURG, WV 26301**

I, Jean Friend, Clerk of the Circuit Court of Monongalia County, State aforesaid, hereby certify that the foregoing are copies of the original papers filed, and a complete record of the proceedings had in the within action of **WEST VIRGINIA UNIVERSITY BOARD OF GOVERNORS, ETC.**

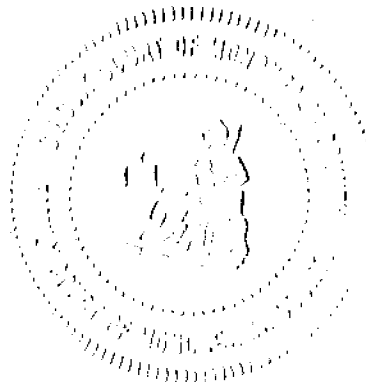
vs. Civil Action No. **07-C-851**

RICHARD RODRIGUEZ

lately pending in said Circuit Court.

Given under my hand and the seal of said Circuit Court on this 16th day of January, 2008.

Jean Friend
Circuit Clerk of Monongalia Co., WV



JUDGE... JUDGE ROBERT B. STONE

PLAINTIFF. WEST VIRGINIA UNIVERSITY BD OF GOVERNORS FOR
VS DEFENDANT. RICHARD RODRIGUEZ

PRO ATTY.. THOMAS V. FLAHERTY/FITZSIMMONS
DEF ATTY..

PAGE# DATE MEMORANDUM.....

- 00001 12/27/07 Complaint for Declaratory Judgment filed
- 00002 12/27/07 Pl's 1st Req for Adm, Interr, Req for Prod of Docs fld
- 00003 12/27/07 Process along w/discovery issued (ret'd to atty)
- 00004 12/27/07 Process along w/discovery issued, CM,RRR,RD
- 00005 12/28/07 *Notice of Appearance by Fitzsimmons as Co-counsel for Pl
- 00006 1/03/08 Process executed in person on Richard Rodriguez on 12/29/07
- 00007 1/16/08 Notice of Filing of Notice of Removal Filed by Def.
- 00008 1/16/08 Notice of Removal
- 00009 1/16/08 REMOVED TO FEDERAL COURT

**CIVIL CASE INFORMATION STATEMENT
CIVIL CASES**

(Other than Domestic Relations)

In the Circuit Court, Monongalia County, West Virginia

I. CASE STYLE:

Plaintiff(s)

West Virginia University Board of
Governors for and on behalf of West
Virginia University

Case # 07-C-851

Judge: RBS

vs.

Defendant(s) Richard Rodriguez

3960 Eastlake Dr.
Street
Morgantown, WV 26508
City, State, Zip

Days to Answer

20
20

Type of Service

Personal (returned to attorney for service)
Certified Mail

Street
City, State, Zip

Street
City, State, Zip

Street
City, State, Zip

FILED

DEC 27 2007

**JEAN FRIEND
CIRCUIT CLERK**

Original and 2 copies of complaint enclosed/attached.

PLAINTIFF: <u>West Virginia University Board of Governors</u>	CASE NUMBER:
DEFENDANT: <u>Richard Rodriguez</u>	

II. TYPE OF CASE:

- | | |
|---|---|
| <input type="checkbox"/> General Civil | <input type="checkbox"/> Adoption |
| <input type="checkbox"/> Mass Litigation
(As defined in T.C.R. Rule XIX (c)) | <input type="checkbox"/> Administrative Agency Appeal |
| <input type="checkbox"/> Asbestos | <input type="checkbox"/> Civil Appeal from Magistrate Court |
| <input type="checkbox"/> Carpal Tunnel Syndrome | <input type="checkbox"/> Miscellaneous Civil Petition |
| <input type="checkbox"/> Diet Drugs | <input type="checkbox"/> Mental Hygiene |
| <input type="checkbox"/> Environmental | <input type="checkbox"/> Guardianship |
| <input type="checkbox"/> Industrial Hearing Loss | <input type="checkbox"/> Medical Malpractice |
| <input type="checkbox"/> Silicone Implants | |
| <input type="checkbox"/> Other: _____ | |
- Habeas Corpus/Other Extraordinary Writ
- other: Declaratory Judgment

III. JURY DEMAND: Yes No

CASE WILL BE READY FOR TRIAL BY (MONTH/YEAR): _____ / _____ Unknown at this time

IV. DO YOU OR ANY OF YOUR CLIENTS OR WITNESSES IN THIS CASE REQUIRE SPECIAL ACCOMMODATIONS DUE TO A DISABILITY? YES

- NO
- IF YES, PLEASE SPECIFY:
- Wheelchair accessible hearing room and other facilities
- Interpreter or other auxiliary aid for the hearing impaired
- Reader or other auxiliary aid for the visually impaired
- Spokesperson or other auxiliary aid for the speech impaired
- Other: _____

Attorney Name: Thomas V. Flaherty

Firm: Flaherty, Sensabaugh & Bonasso

Address: PO Box 3843, Charleston, WV 25338

Telephone: (304) 345-0200

Dated: December 27, 2007

Representing:

Plaintiff Defendant

Cross-Complainant Cross-Defendant



Signature

Proceeding Without an Attorney