

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
AT HUNTINGTON**

**CHRISTOPHER FAIN; ZACHARY
MARTELL; and BRIAN MCNEMAR,
individually and on behalf of all others similarly
situated,**

Plaintiffs,

vs.

**Case No.: 3:20-cv-00740
Judge Robert C. Chambers**

**WILLIAM CROUCH, in his official capacity as
Cabinet Secretary of the West Virginia
Department of Health and Human Resources;
CYNTHIA BEANE, in her official capacity as
Commissioner for the West Virginia Bureau for
Medical Services; WEST VIRGINIA
DEPARTMENT OF HEALTH AND HUMAN
RESOURCES, BUREAU FOR MEDICAL
SERVICES; TED CHEATHAM, in his official
capacity as Director of the West Virginia Public
Employees Insurance Agency; and THE
HEALTH PLAN OF WEST VIRGINIA, INC.,**

Defendants.

STIPULATION REGARDING ANSWER DEADLINE

COME NOW Defendant, Defendant Ted Cheatham, in his official capacity as Director of the West Virginia Public Employees Insurance Agency, along with Plaintiffs, by and through counsel, and stipulate and agree that the original deadline of December 9, 2020 for an Answer or response to the Complaint has been extended to January 11, 2021. Pursuant to LR Civ P 11.2 and 12.1, the new deadline to Answer or respond to the Complaint for Defendant Ted Cheatham, in his official capacity as Director of the West Virginia Public Employees Insurance Agency is now January 11, 2021.

**TED CHEATHAM, in his official
capacity as Director of the West Virginia
Public Employees Insurance Agency,**

BY COUNSEL

/s/ Eric D. Salyers

Perry W. Oxley, Esq. (WVSB # 7211)

David E. Rich, Esq. (WVSB #9141)

Eric D. Salyers, Esq. (WVSB #13042)

Christopher K. Weed (WVSB #13868)

OXLEY RICH SAMMONS, PLLC

P.O. Box 1704

517 9th Street, Suite 1000

Huntington, West Virginia 25718

Phone: (304) 522-1138

Fax: (304) 522-9528

poxley@oxleylawwv.com

drich@oxleylawwv.com

esalyers@oxleylawwv.com

cweed@oxleylawwv.com

PLAINTIFFS,

BY COUNSEL

/s/ Walt Auvil

Walt Auvil, WVSB No. 190

**THE EMPLOYMENT LAW CENTER,
PLLC**

1208 Market Street

Parkersburg, WV 26101

Phone: 304-485-3058

Facsimile: 304-485-6344

auvil@theemploymentlawcenter.com

Avatara Smith-Carrington, Visiting Attorney

**LAMBDA LEGAL DEFENSE AND
EDUCATION FUND, INC.**

3500 Oak Lawn Avenue, Suite 500

Dallas, TX 75219

Phone: 214-219-8585

Facsimile: 214-219-4455

asmithcarrington@lambdalegal.org

Counsel for Plaintiffs

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CERTIFICATE OF SERVICE

I, Eric D. Salyers, Esq., counsel for Defendant Ted Cheatham, in his official capacity as Director of the West Virginia Public Employees Insurance Agency, electronically filed the foregoing “**Stipulation Regarding Answer Deadline**” on this 2nd day of **December, 2020**, with the Clerk of the Court using the CM/ECF system, which will send notification of filing, and a copy of the same, to the following CM/ECF participants:

Walt Auvil, WVSB No. 190
THE EMPLOYMENT LAW CENTER,
PLLC
1208 Market Street
Parkersburg, WV 26101
Phone: 304-485-3058
Facsimile: 304-485-6344
auvil@theemploymentlawcenter.com
Counsel for Plaintiffs

Avatara Smith-Carrington, Visiting Attorney
LAMBDA LEGAL DEFENSE AND
EDUCATION FUND, INC.
3500 Oak Lawn Avenue, Suite 500
Dallas, TX 75219
Phone: 214-219-8585
Facsimile: 214-219-4455
asmithcarrington@lambdalegal.org
Counsel for Plaintiffs

Anna P. Prakash, Visiting Attorney
Nicole J. Schladt, Visiting Attorney
NICHOLS KASTER, PLLP
IDS Center, 80 South 8th Street
Suite 4600
Minneapolis, MN 55402
Phone: 612-256-3200
Facsimile: 612-338-4878
aprakash@nka.com
nschladt@nka.com
Counsel for Plaintiffs

Sasha Buchert, Visiting Attorney
LAMBDA LEGAL DEFENSE AND
EDUCATION FUND, INC.
1776 K Street, N.W., 8th Floor
Washington, DC 20006-2304
Phone: 202-804-6245
Facsimile: 202-429-9574
sbuchert@lambdalegal.org
Counsel for Plaintiffs

Tara L. Borelli, Visiting Attorney
LAMBDA LEGAL DEFENSE AND
EDUCATION FUND, INC.
730 Peachtree Street NE, Suite 640
Atlanta, GA 30308
Phone: 470-225-5341
Facsimile: 404-897-1884
tborelli@lambdalegal.org
Counsel for Plaintiffs

Nora Huppert, Visiting Attorney
LAMBDA LEGAL DEFENSE AND
EDUCATION FUND, INC.
4221 Wilshire Boulevard, Suite 280
Los Angeles, CA 90010
Phone: 213-382-7600
Facsimile: 213-351-6050
nhuppert@lambdalegal.org
Counsel for Plaintiffs

/s/ Eric D. Salyers

Perry W. Oxley, Esq. (WVSB #7211)
David E. Rich, Esq. (WV Bar #9141)
Eric D. Salyers, Esq. (WVSB #13042)
Christopher K. Weed, Esq. (WVSB #13868)