

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 7th day of February 2008, the following order was made and entered:

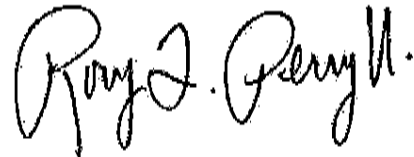
Stephanie Timmermeyer

vs.) No. 073938

Goals Coal Company and Coal
River Mountain Watch

On this day, to-wit, February 7, 2008 came the Honorable Elliott E. Maynard, Chief Justice of the Supreme of Court of Appeals of West Virginia, and notified the Clerk of this Court of his voluntary disqualification from participating in the above-captioned proceedings, pursuant to Canon 3(E)(1) of the Code of Judicial Conduct.

A True Copy




Attest:

Clerk, Supreme Court of Appeals

MEMO

February 7, 2008

TO: Rory L. Perry, II, Clerk
FROM: Elliott E. Maynard, Chief Justice 
RE: *Stephanie Timmermeyer v. Goals Coal Co.*, No. 073938

Please be advised that I *sua sponte* disqualify myself from participating in the above-referenced case pursuant to Canon 3E.(1) of the Code of Judicial Conduct.

cc: Bruce Kayuha, Chief Counsel
Shannon Green, Recusal Administrative Assistant
Justice Davis
Justice Starcher
Justice Albright
Justice Benjamin