

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

FAIRFAX COUNTY WATER AUTHORITY, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 CITY OF FALLS CHURCH, )  
 )  
 Defendant. )

No. 2008-16114

**ORDER**

THIS MATTER came before the Court on February 4, 2010, on the parties' joint motion to continue the trial for a brief time to permit the parties to pursue settlement discussions, and

IT APPEARING TO THE COURT that the request is appropriate, for the reasons stated from the bench, it is, therefore,

ORDERED that:

1. The trial in this matter on Counts I, II and IV shall be continued.
2. The parties may advise the calendar control judge that the Honorable R. Terrence Ney is available to resume the trial on March 1, 2010. If the trial resumes, the Court will continue hearing the cross-examination of Prof. John Mayo, within the plaintiff's case-in-chief.
3. The following witnesses are exempted from the rule on witnesses: Charles Murray, Steven Edgemon, John Tuohy, and Robert Etris.
4. The parties shall advise all subpoenaed witnesses that they remain under subpoena to return for trial on the date set by the Court. The witnesses may be advised that the purpose of the continuance is to facilitate settlement discussions.

AND THIS ACTION IS CONTINUED

ENTER.

Date: February 4, 2010 Jim Noy

JUDGE, CIRCUIT COURT OF FAIRFAX COUNTY

WE ASK FOR THIS:

FAIRFAX COUNTY WATER  
AUTHORITY

By: 

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