



State of West Virginia  
Office of the Attorney General

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Attorney General

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**WRITTEN DETERMINATION REGARDING THE  
APPOINTMENT OF OUTSIDE COUNSEL ON BEHALF  
OF THE WEST VIRGINIA TREASURER'S OFFICE**

The West Virginia Treasurer's Office (hereinafter "Treasurer") has requested legal representation in conjunction with an appeal of a Circuit Court ruling dismissing sixty-eight individual civil lawsuits against life insurance companies for failure to comply with the requirements of the West Virginia Uniform Unclaimed Property Act.

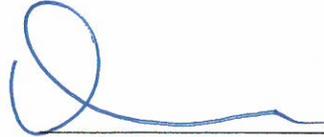
More specifically, the Treasurer seeks assistance with the handling of the appeal of the legal matter in question, including assistance with the drafting of briefs and participation in any necessary oral arguments.

In accordance with the Attorney General's Policy on Outside Counsel (Policy #WVAGO-004), the Office of the Attorney General has determined that it is both cost-effective and in the interest of the public to appoint outside counsel to work in conjunction with the Attorney General's Office in order to assist the Treasurer with its appeal, based on the following factors:

- The matter at issue requires significant experience in appellate practice, as well as particular knowledge and expertise of both insurance law and the West Virginia Uniform Unclaimed Property Act.
- The Office of the Attorney General previously appointed outside counsel to assist with the underlying lawsuits for the matter in question, and said counsel requires assistance with specialized appellate expertise.
- The legal services needed would require a significant time commitment from the Office of the Attorney General to familiarize itself with work in question, and the magnitude of the requested legal services exceeds the resources currently available within the Office of the Attorney General.
- The geographic area where the attorney services are to be provided is Kanawha County.

- It is not feasible or cost-effective for the Office of the Attorney General to provide the requested legal services.

Accordingly, the Attorney General authorizes the appointment of outside counsel in the current legal matter pursuant to commencement of the request for proposal process laid out in subsection (D) of Policy #WVAGO-004.



Daniel W. Greear  
Chief Counsel

Date Signed: February 7, 2014