

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 20th of February, 2003, the following order was made and entered:

State of West Virginia ex rel. West Virginia Citizen Action Group, an incorporated association of State citizens and taxpayers, Petitioner Below, Appellant

vs.) No. 31125

West Virginia Economic Development Grant Committee; City of Wheeling, a municipal corporation; and Century Equities - Wheeling Victorian Outlet Mall, Inc., a private corporation, Respondents Below, Appellees

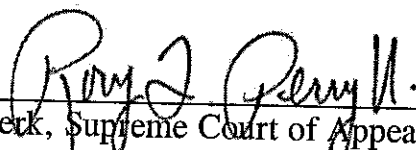
Kanawha County Commission, Intervenor

On a former day, to-wit, February 18, 2003, came the City of Wheeling, by Rosemary J. Humway-Warmuth and Joanna Tabit, Steptoe & Johnson, its attorneys, and presented to the Court its motion in writing for leave to file a brief Amicus Curiae in the above-captioned proceeding and attached said brief thereto.

Upon consideration whereof, the Court is of opinion to and doth hereby grant said motion for leave to file a brief Amicus Curiae in the above-captioned proceeding and doth hereby order said brief filed.

A True Copy

Attest:


Clerk, Supreme Court of Appeals