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VIRGINIA :

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

In Re: Tropical Smoothie Café Litigation
Multiple Claimant Act

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Case No. CL2017-6065

Raptis v. Tropical Smoothie Café, LLC, et al.
(Loudoun County Circuit Court Case No. CL00103805-00)

Key, et al. v. Tropical Smoothie Café, LLC et al.
(Fairfax County Circuit Court Case No. CL16-12819)

Eubank v. Tropical Smoothie Café, LLC et al.
(Fairfax County Circuit Court Case No. CL16-14563)

Webster v. Tropical Smoothie Café, LLC et al.
(Fairfax County Circuit Court Case No. CL16-14564)

Beuchert, et al. v. Tropical Smoothie Café, LLC et al.
(City of Richmond Circuit Court Case No. CL16005194-00)

Daly v. Commercial Concepts & Development, LLC, d/b/a Tropical Smoothie Café
(Prince William County Circuit Court Case No. CL16007618-00)

Latisha Brooks v. D2 Ventures, LLC
(Prince William County Circuit Court Case No. CL17001973-00)

Ronald Brooks v. D2 Ventures, LLC
(Prince William Circuit Court Case No. CL17002312-00)

Georgiann Thompson v. Tropical Smoothie Café, LLC et al.
(Prince William Circuit Court Case No. CL17001418-00)

ORDER OF TRANSFER, ORDER ASSIGNING PRESIDING JUDGE AND INITIAL
ORGANIZATIONAL ORDER

ORDER OF TRANSFER

Pursuant to the Order of the Supreme Court of Virginia dated February 3rd, 2017
designating the undersigned as a three-judge court, authorized by section 8.01-267.4 of the Code

of Virginia 1950, the panel on July 12, 2017 convened a hearing pursuant to section 8.01-267.4 of the Code of Virginia 1950 and after considering the pleadings and arguments of counsel finds as follows:

1. The Panel granted the motions, made orally and in open court, that the following cases shall be added to these proceedings, without objection.

Latisha Brooks v. D2 Ventures, LLC
(Prince William County Circuit Court Case No. CL17001973-00)

Ronald Brooks v. D2 Ventures, LLC
(Prince William Circuit Court Case No. CL17002312-00)

Georgiann Thompson v. Tropical Smoothie Café, LLC et al.
(Prince William Circuit Court Case No. CL17001418-00)

2. The Panel finds that these matters involve common issues of law or fact and arise out of the same transaction, occurrence or the same series of transactions or occurrences.
3. The Panel has fully considered the factors set forth in section 8.01-267.1 of the Code of Virginia 1950.
4. The panel finds that transfer:
 - a. Will promote the ends of justice and the just and efficient conduct and disposition of the actions,
 - b. Is consistent with each party's right to due process of law; and
 - c. Does not prejudice each individual party's right to a fair and impartial resolution of each action.


It is therefore adjudged and ordered as follows:

Pursuant to section 8.01-267.4 of the Code of Virginia 1950 the above captioned matters are transferred to the 19th Judicial Circuit of Virginia for purposes of coordinated or consolidated pretrial proceedings.

Entered this 17 day of July, 2017



Judge Kimberly A. Irving


Judge Douglas L. Fleming, Jr.


Judge Thomas P. Mann, CJ

ORDER ASSIGNING PRESIDING JUDGE

I, Bruce D. White, Chief Judge of the 19th Judicial Circuit, assign Judge Thomas P. Mann to preside over all matters transferred to this Circuit as set forth herein.


Bruce D. White
Chief Judge

Date: July 17, 2017

INITIAL ORGANIZATIONAL ORDER

1. Only the assigned judge from the 19th Judicial Circuit may enter further orders as provided in section 8.01-267.3.
2. Any subsequent application for further transfer shall be made to the assigned judge of the 19th Judicial Circuit.
3. All pleadings and other papers filed in these causes shall contain the case number assigned by the originating Clerk of Court as well as the Fairfax Civil Action No. CL2017-6065.
4. The requirements of the panel's April 25, 2017 correspondence shall remain in full force and effect.

5. Two copies of every pleading or other paper shall be filed directly with the Clerk of the Fairfax County Circuit and copied to Law Clerk 15.
6. The parties shall adhere to and comply with the existing Motions Practice of the Fairfax Circuit Court. However, adjudication of multiple motions shall take place on specially designated motions days to be set in the future and the assigned judge shall set aside adequate time to hear a reasonable number of motions on any particular scheduled motions day.
7. The parties shall familiarize themselves with requests for technology enhanced courtroom equipment reservation procedures at:
<http://www.fairfaxcounty.gov/courtroomtechrequest/>.
8. An Organizational Conference will be held within the next 60 days. The parties shall confer with Ms. Asma Kadri, Law Clerk 15 (or her successor to be identified in the second week of August, 2017) as to available dates and times for the Organizational Conference.
9. The parties, through lead counsel, shall submit a proposed agenda for the Organizational Conference to Law Clerk 15 as well as with the Clerk pursuant to section 5, above no later than 10 days prior to the conference.
10. Prior to the conference, counsel shall meet and confer with one another and submit a proposed Pretrial Scheduling Order. The Order may track the Uniform Pretrial Scheduling Order as set out in Rule 1:18.
11. Counsel will familiarize themselves with all pro hac vice procedures and requirements and comply fully therewith.

Entered this 17 day of July, 2017



Thomas P. Mann

As to the orders contained herein, endorsement of counsel is waived in the court's discretion pursuant to Rule 1:13. However, as to the parties identified in this order, counsel may file objections to this order on or before August 4, 2017.