

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 OFFICES OF THE INSURANCE COMMISSIONER**

The West Virginia Offices of the Insurance Commissioner (hereinafter the "OIC") is in need of continued legal representation to pursue the collection of Workers' Compensation monies owed by an out-of-state self-insured employer.

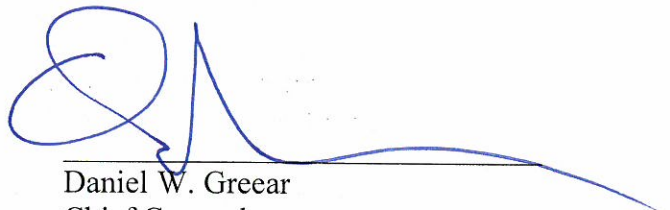
The law firm of Martin & Seibert, L.C., was previously retained to perform the needed legal services for the OIC. However, the OIC's contract for legal services with Martin & Seibert expired on September 15, 2013, and the OIC has requested an extension to allow for completion of the legal services in question.

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 authorize the re-appointment of Martin & Seibert to allow for completion of the needed legal services, based on the following factors:

- Martin & Seibert has served in the capacity of legal counsel for the OIC in a complex out-of-state collection matter for several years.
- Martin & Seibert is readily accessible to continue providing the legal services in question.
- Having offices in Martinsburg, West Virginia, and in Maryland, Martin & Seibert is geographically situated to perform legal services for the OIC that are needed in Maryland.
- Martin & Seibert is already familiar with the legal services in question, and thus is uniquely suited to perform the legal services needed.
- The legal services in question involve ongoing matters that would take significant time for the Office of the Attorney General to familiarize itself with.

- The legal services in question require specialized expertise that is not currently possessed by the Office of the Attorney General in its Eastern Panhandle office.
- Given the totality of the circumstances, it is cost-effective and in the interest of the public to re-appoint Martin & Seibert to continue its representation of the OIC.

Because this matter involves the continuation of a pending legal matter, and it is necessary to avoid disruption in ongoing legal matters, the Office of the Attorney General has determined that Requests for Proposal are not necessary pursuant to Section (D)(2) of Policy #WVAGO-004.



Daniel W. Greear
Chief Counsel

Date Signed: October 23, 2013