

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
- CHARLESTON DIVISION-

GARY P. JONES and SHIRLEY J. JONES,
individually, and H. DOTSON CATHER,
Trustee of Diana Goff Cather Trusts, and
MCDOWELL POCAHONTAS COAL
COMPANY, INC., a Virginia corporation,

Plaintiffs,

v.

Civil Action No. 2:06-cv-00671
(Judge Joseph R. Goodwin)

DOMINION TRANSMISSION, INC.,
a Delaware corporation, DOMINION
EXPLORATION & PRODUCTION, INC.,
a Delaware corporation, and DOMINION
APPALACHIAN DEVELOPMENT, LLC,
a Virginia corporation,

Defendants.

FINAL JUDGMENT ORDER

In accordance with the Memorandum Opinion and Final Order Approving Settlement and Certifying the Settlement Class, the court hereby **DISMISSES THE ACTION WITH PREJUDICE** and with costs to be awarded solely as provided in the Amended Settlement Agreement and approved by this court at a later date, except that (a) **the claims of the Excluded Class Members listed in “Exhibit A” hereto shall be dismissed without prejudice**; and (b) the court shall retain jurisdiction to the extent necessary to administer and enforce the Final Settlement Agreement consisting of the Amended Settlement Agreement and the September 17, 2008 Stipulation and Order. The court **BARS AND ENJOINS** all Class Members from asserting Royalty Claims against any Released Party, as those terms are defined in the Amended Settlement

Agreement, with the exception that Excluded Class Members' claims shall not be barred and enjoined. The court **ORDERS** that the Class Members' Royalty Claims against the Released Parties, including but not limited to Dominion, are released through the date of this Final Order and Judgment, with the exception that Excluded Class Members' Royalty Claims shall not be released. The court **DECLARES, ADJUDGES, AND DECREES** that this Final Settlement Agreement provides the exclusive remedy for Class Members (and any successors-in-interest) with respect to any and all Royalty Claims against the Released Parties that were or could have been brought in this action. The court further **DECLARES, ADJUDGES, AND DECREES** that any Excluded Class Member may bring a separate suit. The court **CERTIFIES** under Federal Rule of Civil Procedure 54(b) that there is no just reason for delay and therefore expressly directs the entry of a final judgment as to the claims of Class Members, except with respect to the Royalty Claims of Excluded Class Members. The court **RESERVES** its continuing and exclusive jurisdiction over the Parties and Class Members to administer, supervise, construe, and enforce the Agreement in accordance with its terms for the mutual benefit of the Parties and Class Members. Specifically, the court **RESERVES** its continuing and exclusive jurisdiction over the Parties and Class Members to approve Fee Awards as provided in the Amended Settlement Agreement. Class Counsel has filed a Motion for Award of Attorney Fees and Reimbursement of Expenses [Docket 180] which is currently under advisement and will be resolved at a later date.

Finally, the court **ORDERS** that the Bar Date shall be forty-five days following the mailing of the Benefit Notices and Claim Forms. Class Members shall have forty-five days after the Claim Form is mailed to return a completed Claim Form to the Claims Administrator either confirming or disputing the content of the Claim Form.

The court **DIRECTS** the Clerk to send a copy of this Order to counsel of record and any unrepresented party.

ENTER: January 30, 2009

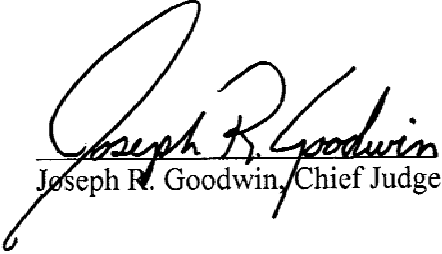

Joseph R. Goodwin, Chief Judge

Exhibit A - Exclusion Requests

- | | |
|--|---|
| 1. Thomas Frum
(Docket No. 119) | Eastern American Energy Co.
(Docket 132) |
| 2. Ronald D. Siers
(Docket No. 120) | 13. Linda A. Waldeck and/or
Franklin L. Waldeck
(Docket No. 133) |
| 3. Joan M. Siers
(Docket No. 121) | 14. Energy Corporation of America
(Docket No. 135) |
| 4. Mark P. Hayes
(Docket No. 122) | 15. William C. White
(Docket No. 136) |
| 5. Ione F. Gineste
(Docket No. 123) | 16. James C. West, Jr.
Nina R. West
(Docket No. 137) |
| 6. Marie E. Gassaway
(Docket No. 124) | 17. Minerals Management Service
(Docket No. 138) |
| 7. Janice B. Hammack
(Docket No. 125) | 18. East Resources Inc.
(Docket No. 139) |
| 8. Forest Oil Corporation
Forest Oil Permian Corporation
The Wiser Oil Co.
(Docket No. 126) | 19. Michael F. Pleasants
(Docket No. 140 & 141) |
| 9. Judy Mae Johnson
(Docket No. 128) | 20. Pocahontas Land Corporation
(Docket No. 142) |
| 10. Gary L. Stephens
Sharon A. Hodgson
Sheila Kay Haught
Estate of Zelleth W. Stevens
(Docket No. 129) | 21. Charles F. Doggett
(Docket No. 145) |
| 11. Melissa E. Stewart
(Docket No. 130) | 22. Stephen Quinton King
(Docket No. 146) |
| 12. Eastern American Energy Corp. | 23. Dominion Transmission, Inc.,
Dominion Exploration & Production,
Inc., Dominion Appalachian
Development, LLC, and all |

subsidiaries, affiliates and related
corporations
(Docket No. 148)

24. Jeannette L. Collins by Carol Sue
Jones
(Docket No. 150)

25. Elizabeth P. Marshall, Attorney
in Fact for Rebecca B. Whetherholt
(Docket No. 151)

26. George B. Craig
(Docket No. 152)

27. Norma Jean Wright by Lisa R.
Neuman and Lori W. Kellner
(Docket No. 153)

28. John C. Craig
(Docket No. 158)

29. Range Resources-Pine Mountain, Inc.
(Docket No. 159)

30. Penn Virginia Oil & Gas Corp.
(Docket No. 160)

31. Devon Energy Production Co., LP
Devon Energy Production Company, LP
Devon Energy Corporation
(Docket No. 161)

32. O.C. Spaulding
(Docket No. 162)