IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA AT BECKLEY

NORMAN FLEEMAN and THRESIA FLEEMAN, husband and wife,

Plaintiffs,

v.

CIVIL ACTION NO. 5:03-0667

TOYOTA MOTOR SALES, U.S.A., INC., a foreign corporation,

Defendant.

REMAND ORDER

For the reasons discussed in the court's Memorandum Opinion filed today, the court finds that this action was removed improvidently and without jurisdiction. It is therefore ORDERED that this action be, and it is hereby, remanded to the Circuit Court of Wyoming County, West Virginia.

The Clerk is directed to mail copies of this Remand Order and copies of the court's Memorandum Opinion to counsel of record and a certified copy of this Remand Order to the Clerk of the Circuit Court of Wyoming County, West Virginia.

It is SO ORDERED this 28th day of October, 2003.

ENTER:

David A. Faber

Chief Judge