



DECISIONS, NOTICES AND ORDERS

Friday, June 17, 2016

The Supreme Court of Appeals of West Virginia has taken action in the following cases. This list contains only the action taken by the Court, not the content or actual date of orders or decisions.

REHEARINGS

The Court took the following action on a petition for rehearing:

James M. Porter v. Logan County Fire Department, No. 15-0520 (Logan 12-C-63)
Petition refused (5-0)

MEMORANDUM DECISIONS

In accordance with Rule 21, memorandum decisions were entered in the following cases:

Robert M. v. David Ballard, Warden, No. 14-1315 (Upshur 12-C-87)
Affirmed (5-0)

State of West Virginia v. Terrance J. McGuirk, No. 15-0113 (Wood 12-F-128)
Affirmed (5-0)

LaTonya Fuller v. Board of Governors of West Virginia State University, No. 15-0973
(Kanawha 13-C-454)
Affirmed (5-0)

Samuel J. Swiger, et al. v. United Valley Insurance Company, et al., No. 15-0596
(Harrison 05-C-91-3)
Affirmed (3-2) (Justices Benjamin and Workman dissenting)

Michael A. Aldridge v. Highland Insurance Company and Sharon Rees, No. 15-0658
(Kanawha 13-C-529)
Affirmed (5-0)

State of West Virginia v. Michael Darnell Harvey, No. 15-0468 (Raleigh 12-F-137)
Affirmed (5-0)

State of West Virginia v. Myrick Peacock, No. 15-0234 (Morgan 10-F-43)
Affirmed (5-0)

ORDER LIST

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Patricia S. Reed, Commissioner, West Virginia Division of Motor Vehicles v. Charles Lee Hussing, No. 15-0313 (Monongalia 12-AA-1)
Reversed (5-0)

Stacy Renee McGhee v. Jennifer Renee Smith and Dale G. Smith, No. 15-0765
(Putnam 12-C-108)
Affirmed (4-1) (Justice Workman dissenting)

State of West Virginia v. Dwight Keefer, No. 15-0845 (Jackson 08-C-65)
Affirmed (5-0)

RULE 19 ARGUMENT GRANTED

The following cases will be scheduled for Rule 19 oral argument on the date stated:

SER O.H., M.D. v. West Virginia Board of Medicine, No. 16-0449 (Original Prohibition)
October 11, 2016

SER Ralph A. Lorenzetti, Jr., Prosecuting Attorney v. Hon. David H. Sanders, Judge; and Michael W. F., No. 16-0439 (Original Prohibition)
October 12, 2016

RULE 20 ARGUMENT GRANTED

The following cases will be scheduled for Rule 20 oral argument on the date stated:

State of West Virginia v. James N. Maudlin, No. 14-1142 (Berkeley 12-F-135)
October 12, 2016

Patricia Reed, Commissioner of the WV Division of Motor Vehicles v. Joshua D. Beckett, No. 15-1044 (Monroe 15-C-25)
October 12, 2016

Ann Kendall Morris, et al. v. The Estate of Robert Lee Morris, et al., No. 15-1035
(Kanawha 14-C-2197)
October 12, 2016

ORDERS

Orders of note were entered in the following cases:

SER Mateo Cortez v. Hon. Robert A. Waters, Judge; and Linda Lou Murray, et al., No. 16-0428 (Original Prohibition)
Petition refused (4-1) (Justice Davis)

SER Doris Young v. Hon. Phillip A. Stowers, Judge, No. 16-0469 (Original Mandamus)
Rule to show cause issued unless sooner mooted (5-0)