



## DECISIONS, NOTICES AND ORDERS

**Monday, September 22, 2014**

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.

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### MEMORANDUM DECISIONS

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

Raymond A. Simms v. Marvin Plumley, Warden, No. 13-1219 (Mercer 13-C-45)  
Affirmed (5-0)

State of West Virginia v. John Matthew Harris, No. 13-1073 (Kanawha 09-F-524)  
Affirmed (5-0)

State of West Virginia v. John H., No. 13-1207 (Marion 10-F-94)  
Affirmed (5-0)

In Re: D.N., No. 14-0465 (Tyler 13-JA-15)  
Affirmed (5-0)

In Re: T.J., No. 14-0477 (Tyler 12-JA-1)  
Affirmed (5-0)

In Re: J.W., O.S., and K.S., No. 14-0228 (Roane 12-JA-15 through 12-JA-17)  
Affirmed (5-0)

In Re: Z.M., A.M., D.R., T.M., and J.B., No. 14-0283  
(Nicholas 13-JA-50, 13-JA-51, 13-JA-60, 13-JA-61, 13-JA-82)  
Affirmed (5-0)

In Re: S.P., No. 14-0410 (Monongalia 13-JA-29)  
Affirmed (5-0)

In Re: B.W., No. 14-0416 (Mercer 12-JA-20)  
Affirmed (5-0)

In Re: J.W., K.W., and J.W., No. 14-0118 (Mercer 11-JA-218 through 11-JA-220)  
Affirmed (5-0)

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In Re: F.T., M.T., C.T. III, A.K., L.K., and A.K., No. 14-0229  
(Nicholas 13-JA-67 through 13-JA-72)  
Affirmed (5-0)

In Re: N.J., No. 14-0362 (Calhoun 13-JA-26)  
Affirmed (5-0)

In Re: W.C., Jr. and A.C., No. 14-0492 (Summers 13-JA-25, 13-JA-26)  
Affirmed (5-0)

In Re: C.F., No. 14-0518 (Mercer 13-JA-32)  
Affirmed (5-0)

In Re: N.V. and R.V. III, No. 14-0655 (Webster 12-JA-40, 12-JA-41)  
Affirmed (5-0)

In Re: J.P., No. 14-0515 (Mercer 11-JA-077)  
Affirmed (5-0)

**RULE 19 ARGUMENT GRANTED**

The following case will be scheduled for Rule 19 oral argument on a later date to be determined:

Aaron Browning v. David Hickman, No. 13-1116 (Logan 12-C-47)

**ORDERS**

Orders of note were entered in the following cases:

SER Keith Molineaux Jr. v. David Ballard, Warden, No. 14-0669 (Original Habeas)  
Petition refused (5-0)

SER Kenny Drew Sayre v. Karen Pszczolkowski, Warden, No. 14-0719 (Original Habeas)  
Petition refused (5-0)

SER William A. LaRue v. David Ballard, Warden, No. 14-0375 (Original Mandamus)  
Petition refused (5-0)

SER Bradley Oley Lester v. Honorable Miki J. Thompson, Judge, No. 14-0690  
(Original Mandamus)  
Petition refused (5-0)

SER Earl S. Stewart v. Mark Williamson, Warden, No. 14-0689 (Original Habeas)  
Petition refused (5-0)

SER Steven Headley v. Dennis Dingus, Warden, No. 14-0622 (Original Habeas)  
Petition refused (5-0) (Justice Ketchum would refuse with leave to file in circuit court)

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SER Eddie Coffey v. David Farmer, Administrator, No. 14-0468 (Original Habeas)  
Petition granted returnable to circuit court with directions (4-1) (Justice Loughry would refuse as insufficiently pled, with leave to re-file in circuit court)

In Re: J.B. and P.B., No. 14-0884 (Certified Question – Boone County)  
Court declined to docket (5-0)

In the Matter of: Frank Vesel, Official Court Reporter  
Rule to show cause issued (5-0)