



DECISIONS, NOTICES AND ORDERS

Friday, September 18, 2015

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 petitions for rehearing:

John D. Perdue v. Nationwide Life Insurance Company, et al., No. 14-0100 (Putnam 12-C-287)
Petition refused (5-0)

West Virginia Department of Transportation, Division of Highways v. Western Pocahontas Properties, L.P., No. 14-0381 (Tucker 12-C-46)
Petition refused (5-0)

Loyd C. Taylor v. John Doe, et al., No. 14-0961 (Monroe 10-C-91)
Petition refused (5-0)

William Douglas Brown v. Smith McCausland, No. 14-0956 (Mason 11-C-71)
Petition refused (5-0)

Rick A. Edwards v. City of Charleston and Police Civil Service Commission, No. 14-1219 (Kanawha 12-AA-113)
Petition refused (5-0)

MEMORANDUM DECISIONS

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

State of West Virginia v. Norman Rattliff, Jr., No. 14-0886 (Wood 13-F-45)
Affirmed (5-0)

Keith Edward Ross v. Patrick Mirandy, Warden, No. 14-1093 (Mercer 13-C-543)
Affirmed (5-0)

Trudy Malone, et al. v. WesBanco Bank, Inc., No. 14-1114 (Ohio 14-C-185)
Affirmed (5-0)

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State of West Virginia v. Harry Smith, No. 14-0756 (Cabell 12-F-63)
Affirmed (5-0)

Patricia S. Reed, Commissioner of the WV Division of Motor Vehicles v. Desiree Divita,
No. 14-1018 (Kanawha 14-AA-45)
Affirmed (5-0)

State of West Virginia v. Tara L. Harris, No. 14-1152 (Fayette 14-M-1)
Affirmed (5-0)

RULE 19 ARGUMENT GRANTED

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

West Virginia Racing Commission vs. Lawrence Reynolds, et al., No. 14-0957
(Kanawha 09-C-688)
November 3, 2015

United Bank, Inc. v. Ronald Ray Townsend, No. 14-1261 (Kanawha 99-MISC-431)
November 3, 2015

Patrick Mirandy, Warden v. Gregg Smith, No. 14-1255 (Ritchie 11-P-19)
January 12, 2016

Marvin Plumley, Warden v. Shane Dodson, No. 14-1202 (Jefferson 13-C-64)
January 12, 2016

RULE 20 ARGUMENT GRANTED

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

Wiseman Construction Company, Inc. v. Maynard C. Smith Construction Company, et al.,
No. 15-0635 (Kanawha 15-P-157)
October 14, 2015

Ricky Von Raines v. David Ballard, Warden, No. 14-0780 (Logan 12-C-102)
January 12, 2016

Cabell County Board of Education v. Lennie Dale Adkins, No. 14-1213 (Kanawha 12-AA-60)
January 12, 2016

Melissa Rotruck v. Janice Smith, No. 14-1284 (Mineral 12-C-135)
January 13, 2016

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ORDERS

Orders of note were entered in the following cases:

Lawyer Disciplinary Board v. Scott B. Blumenfeld, No. 15-0042 (Lawyer Disciplinary)
Law license indefinitely suspended (5-0)

State ex rel. Office of Disciplinary Counsel v. Barry J. Nace, No. 15-0778
(Original Contempt)
Petition refused (5-0)

State ex rel. Klaus Bielefeldt, M.D., et al. v. Hon. Susan B. Tucker, Judge; and Rebecca J. Hefner Ball, et al., No. 15-0723 (Original Prohibition)
Petition refused (4-1) (Justice Ketchum)

State ex rel. George D. v. Hon. Carrie L. Webster, Judge; and Lea Ann C., No. 15-0717
(Original Prohibition)
Petition refused (5-0)

State of West Virginia v. William P. Allen, No. 15-0806 (Post-Conviction Bail)
Petition refused (5-0)

State ex rel. Travis Anthony Seal v. Lance Yardley, Warden, No. 15-0389
(Original Mandamus)
Petition refused (5-0)

State ex rel. Benny Ray Roberts v. Hon. William J. Sadler, Judge, No. 15-0668
(Original Mandamus)
Petition refused (5-0)