



DECISIONS, NOTICES AND ORDERS

Friday, October 28, 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.

MEMORANDUM DECISIONS

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

Ancel W. v. David Ballard, Warden, No. 15-0335 (Mingo 14-C-65)
Affirmed (5-0)

State of West Virginia v. Stephen Spires, No. 15-0924 (Kanawha 14-F-57)
Affirmed (5-0)

Joseph Eugene Howard v. David Ballard, Warden, No. 15-1180 (Pocahontas 14-C-26)
Affirmed (5-0)

Edgar F. v. David Ballard, Warden, No. 15-1210 (Fayette 15-C-182)
Affirmed (4-0) (Justice Workman disqualified)

Matthew H. v. Heather H., No. 15-1074 (Harrison 14-D-35)
Affirmed, in part. Reversed, in part. Remanded with directions. (5-0)

Thomas Haynes v. Antero Resources Corporation and Eddie Rush Southern, No. 15-1203
(Harrison 14-C-145)
Affirmed (5-0)

John L. Kiefer v. The Town of Ansted, No. 15-0766 (Fayette 14-C-219)
Affirmed (5-0)

Michael Doff v. National Emergency Services of West Virginia, Inc., No. 15-1204
(Morgan 13-C-141)
Affirmed (5-0)

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Rosanna S. Crum v. Michael Thornsberry and Thomas McComas, No. 15-1131 AND
Rosanna S. Crum v. John Mark Hubbard, Greg “Hootie” Smith, and David Baisden, No. 15-1219
(Mingo 15-C-68)

Affirmed (4-1) (Justice Davis dissenting)

Rosanna S. Crum v. Chafin Funeral Home, Inc., No. 15-1214 (Mingo 15-C-68)

Affirmed (4-1) (Justice Davis dissenting)

RULE 19 ARGUMENT GRANTED

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

GMS Mine Repair and Maintenance, Inc. v. Jeffrey S. Miklos, No. 16-0331

(Ohio 15-C-176)

January 24, 2017

State ex rel. J.E.H.G. v. Hon. Tod J. Kaufman, Judge, et al., No. 16-0931

(Original Prohibition)

January 24, 2017

Blackrock Capital Investment Corporation and 52nd Street Advisors, LLC v. Jeffrey Fish, et al., No. 15-1122 (Hancock 11-C-88)

January 25, 2017

RULE 20 ARGUMENT GRANTED

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

Citizens Telecommunications Company of West Virginia v. Michael Sheridan, et al.,

No. 16-0005 (Lincoln 14-C-115)

January 24, 2017

State ex rel. Bailey & Glasser v. Hon. John L. Cummings, Judge; and Edgar F. Heiskell,

Jr., No. 16-0936 (Original Prohibition)

January 24, 2017

State of West Virginia v. Charity Nicole Bagent, No. 16-0051 (Jefferson 15-F-22)

January 25, 2017

Henry Metz v. Eastern Associated Coal, LLC, No. 16-0848 (Certified Question)

March 7, 2017

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ORDERS

Orders of note were entered in the following cases:

State ex rel. K.B. v. Hon. Mark Wills, Judge; and the West Virginia Department of Health and Human Resources, No. 16-0826 (Original Prohibition)
Petition refused (4-1) (Justice Workman)

Lawyer Disciplinary Board v. Paula Cunningham, No. 15-1227 (Lawyer Disciplinary)
License to practice law in the State of West Virginia annulled.

Blue World Pools, Inc. v. Jeremy Neff and Amber Neff, No. 16-0365 (Nicholas 15-C-89)
Dismissed (5-0)