



DECISIONS, NOTICES AND ORDERS

Tuesday, June 21, 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:

Antonio Prophet v. David Ballard, Warden, No. 15-1092 (Berkeley 15-C-66)
Affirmed (5-0)

Frankie D. v. David Ballard, Warden, No. 15-1120 (Fayette 15-C-195)
Affirmed (5-0)

Ashley O. v. Bradley A., No. 16-0421 (Fayette 13-D-282)
Affirmed (5-0)

State of West Virginia v. William P., No. 15-0469 (Morgan 13-F-76)
Affirmed (5-0)

In Re: I.W., G.D., J.D., Nos. 16-0077 and 16-0104 (Doddridge 13-JA-24, 25, 15-JA-15)
Affirmed (5-0)

In Re: Z.H., Z.H., J.H., J.H., and S.H., No. 16-0079 (Mercer 15-JA-96 through 15-JA-100)
Affirmed (5-0)

In Re: J.D., B.D., and S.D., No. 16-0112 (Kanawha 15-JA-43, 44, 45)
Affirmed (5-0)

In Re: J.H., No. 16-0128 (Mercer 15-JA-098)
Affirmed (5-0)

In Re: S.P., G.P., and D.P., No. 16-0173 (Wood 15-JA-78, 79, 80)
Affirmed (5-0)

In Re: G.R., No. 16-0270 (Randolph 14-JA-5)
Affirmed (5-0)

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State of West Virginia v. Joseph L. Cirigliano, No. 15-0798 (Morgan 15-F-6)
Affirmed (5-0)

Lonnie Dean v. WV Office of Miners' Health, Safety, and Training, No. 15-0724
(Kanawha 15-AA-33)
Affirmed (5-0)

In Re: B.F. and R.F., No. 16-0078 (Wyoming 13-JA-75, 76)
Affirmed (5-0)

In Re: K.H. and C.H., No. 16-0129 (Kanawha 15-JA-200, 201)
Affirmed (5-0)

In Re: A.W., M.W., and S.F., No. 16-0141 (Kanawha 15-JA-103, 104, 105)
Affirmed (5-0)

In Re: M.E. and M.H., No. 16-0006 (Nicholas 14-JA-32, 33)
Affirmed (3-2) (Justices Davis and Benjamin dissenting.)

In Re: C.R., No. 16-0111 (Randolph 14-JA-23)
Affirmed (5-0)

In Re: C.R., No. 16-0113 (Randolph 14-JA-23)
Affirmed (5-0)

State of West Virginia v. Michael Greene, No. 15-0402 (Mercer 12-F-241)
Affirmed (5-0)

Curtis Nottingham v. Kanawha County Board of Education, No. 15-0602 (Kanawha 14-AA-130)
Affirmed (3-2) (Justices Davis and Benjamin dissenting.) (Justice Workman disqualified. Senior
Status Justice McHugh sitting by temporary assignment.)

RULE 20 ARGUMENT GRANTED

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

State of West Virginia v. Darius Henning, No. 15-0854 (Harrison 15-F-114)
October 12, 2016

ORDERS

Orders of note were entered in the following cases:

SER William A. LaRue v. David Ballard, Warden, No. 16-0060 (Original Mandamus)
Petition refused for failure to exhaust administrative remedies. (4-1) (Justice Loughry
would refuse)

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SER William A. LaRue v. Hon. Russell M. Clawges, Judge, No. 16-0061

(Original Mandamus)

Petition refused (5-0)

SER William A. LaRue v. David Ballard, Warden, No. 16-0062 (Original Mandamus)

Petition refused for failure to exhaust administrative remedies. (4-1) (Justice Loughry would refuse)

SER Mary Jane Rose v. Shannon Markle, Administrator, No. 15-1076 (Original Habeas)

Petition refused (5-0)

SER Stephen Bowers v. Karen Pszczolkowski, Warden, No. 15-1156 (Original Habeas)

Petition refused (3-2) (Chief Justice Ketchum and Justice Davis)

SER Andrew Miller v. David Ballard, Warden, No. 15-1212 (Original Habeas)

Petition refused (5-0)

SER Bruce Hutchinson v. Ralph Terry, Acting Warden, No. 16-0119 (Original Habeas)

Petition refused, in part. Petition granted, in part. Rule issued returnable to circuit court.
(5-0)