



## DECISIONS, NOTICES AND ORDERS

**Monday, June 22, 2020**

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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### REHEARINGS

The Court took the following action on petitions for rehearing:

Everett Frazier, Commissioner of the WV Division of Motor Vehicles v. Patrick Corley,  
No. 18-1033  
Petition refused (5-0)

State of West Virginia v. Aaron Miles, No. 18-0043  
Petition refused (5-0)

Travis Dolly v. United Disposal Service, LLC, No. 18-1075  
Petition refused (5-0)

Cindy Allman v. J.D. Sallaz, Superintendent, No. 19-0012  
Petition refused (5-0)

Herman Catlett v. Donnie Ames, Superintendent, No. 19-0179  
Petition refused (4-0) (Chief Justice Armstead disqualified)

### MEMORANDUM DECISIONS

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

State of West Virginia v. Steven Dukes, No. 19-0383  
Affirmed (5-0)

In Re: T.P., No. 19-0399  
Affirmed (5-0)

State of West Virginia v. Molly Jo Delgado, No. 19-0408  
Affirmed (5-0)

State of West Virginia v. Bryan Allen, No. 19-0315  
Affirmed (5-0)

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State of West Virginia v. William Williams, II, No. 19-0256  
Affirmed (5-0)

Monica Boggs v. J.D. Sallaz, Superintendent, No. 18-1105  
Affirmed (5-0)

EQT Production Company v. Brian Taschler, No. 19-0370  
Affirmed (5-0)

State of West Virginia v. Henry B., No. 19-0397  
Affirmed (5-0)

State of West Virginia v. Ross Jenkins, No. 19-0026  
Affirmed (5-0)

State of West Virginia v. Antonio Williams, II, No. 19-0602  
Affirmed (5-0)

James Phillips, II v. WV Department of Health and Human Resources, No. 19-0610  
Affirmed (5-0)

State of West Virginia v. Kenneth Batey Jr., No. 19-0511  
Affirmed (5-0)

Crystal Mountain West Virginia, LLC v. The County Commission of Ohio County, No. 19-0482  
Affirmed (5-0)

Cassandra Bush, Administrator v. Convergys Customer Management Group, et al., No. 18-1085  
Affirmed (5-0)

State of West Virginia v. Jeffrey Phipps, No. 18-0967  
Affirmed (5-0)

Appalachian Mountain Advocates v. West Virginia University, No. 19-0266  
Affirmed (2-1) (Justice Workman dissenting) (Chief Justice Armstead and Justice Jenkins disqualified.)

State of West Virginia v. Michael Parsons, No. 19-0141  
Affirmed (4-0) (Justice Hutchison disqualified.)

State of West Virginia v. Burton Anderson, Jr., No. 18-1129  
Affirmed (5-0)

In Re: G.M., No. 19-0948  
Affirmed (4-1) (Justice Workman dissenting and writing separately.)

**RULE 19 ARGUMENT GRANTED**

The following cases will be scheduled for Rule 19 oral argument on a later date:

State of West Virginia v. Paul C., No. 19-0776

Kimberly Baker v. The Chemours Company FC, LLC, No. 19-0906

State ex rel. WV Mutual Insurance v. Hon. Bailey, et al., No. 20-0257

**RULE 20 ARGUMENT GRANTED**

The following cases will be scheduled for Rule 20 oral argument on a later date:

Home Inspections of VA and WV, LLC v. Jesse Hardin, No. 19-0905

State of West Virginia v. Kevin Costello, No. 19-0326

State Insurance Company of America, et al. v. Joseph Jenkins, et al., No. 19-0899

Tessa Jordan, et al. v. Joseph Jenkins, et al., No. 19-0890

WV State Police, et al. v. J.H., No. 19-0741

State of West Virginia v. Jeffrey Snyder, No. 19-0428

State ex rel. James Justice, Governor v. Hon. Charles King, Judge, et al., No. 19-1132

Christopher Ashley v. Tricia Ashley, No. 20-0267

**ORDERS**

Orders of note were entered in the following cases:

State ex rel. Worldwide Equipment v. Hon. Darl Poling, et al., No. 20-0189 (Original Prohibition)  
Petition refused (4-0) (Justice Jenkins not participating)

State ex rel. John Seymour v. Craig Roberts, Superintendent, No. 20-0266 (Original Habeas)  
Petition refused (5-0)