



DECISIONS, NOTICES, AND ORDERS

Monday, August 7, 2023

The Intermediate Court of Appeals of West Virginia has taken action in the following cases in the month of July 2023. This list contains only the actions of note taken by the Intermediate Court, not the content or actual date of orders or decisions.

SIGNED OPINIONS

In accordance with Rule 22, a signed opinion was entered in the following case:

YMCA of Parkersburg v. West Virginia Department of Health and Human Resources, 22-ICA-54 (West Virginia Department of Health and Human Resources Board of Review Nos. 22-BOR-1508 and 22-BOR-1509)
Reversed (3-0) (Judge Scarr, Concurring)

ORDERS

Orders of note were entered in the following cases:

Clarence J. Moore v. Foundation Restaurant Group, LLC, d/b/a Lefty's Place, Patricia Kinnie, and Amel Morris, 23-ICA-106 (Cir. Ct. Monongalia Cnty No. 22-C-256)
Motion for Extension of Time to Perfect Appeal Refused (3-0)

Milbank Insurance Company v. Nick Showalter and Kelly Mattson, Co-Administrators of the Estate of Sierra Mattson, 23-ICA-213 (Cir. Ct. Ohio Cnty. No. CC-35-2020-C-208)
Motion to Dismiss Refused (3-0)

ICG Beckley, LLC v. Arthur Davis, 22-ICA-326 (Workers' Compensation Board of Review)
Petition for Attorney Fees Granted (3-0)

ORDER LIST

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Jonathan E. Meador v. Linda H. Meador, 23-ICA-112 (Cir. Ct. Fayette Cnty. No. CC-10-2017-C-345)

Motion for Leave to Perfect Appeal Out of Time Refused (3-0)

Janelle Pekarek v. West Virginia Department of Health and Human Resources/Bureau for Child Support Enforcement, 23-ICA-157 (West Virginia Public Employees Grievance Board, Case No. 2022-0838-CONS)

Motion for Extension of Time to Perfect Appeal Refused (3-0)

Pepsi-Cola Metropolitan Bottling Company, Inc. v. Mohamad A. Gohar, 23-ICA-245 (Workers' Compensation Board of Review)

Motion for Stay Refused (3-0)

Blackhawk Mining, LLC v. Brandon Gilfilen, 23-ICA-251 (Workers' Compensation Board of Review)

Motion for Stay Refused (3-0)

Primecare Medical of WV, Inc. v. Brittany Foster, 23-ICA-266 (Workers' Compensation Board of Review)

Motion for Stay Granted (3-0)

Alcon Laboratories v. Sarah King, 23-ICA-268 (Workers' Compensation Board of Review)

Motion for Stay Refused (3-0)

Christopher McMillion and Sarah DeMastus v. Beverly Taylor, as Executrix of the Estate of Mary McMillion, 23-ICA-262 (Cir. Ct. Harrison Cnty. No. CC-17-2022-C-121)

Motion for Stay Refused (3-0)