



DECISIONS, NOTICES AND ORDERS

Friday, February 7, 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.

MEMORANDUM DECISIONS

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

In Re: D.S. and N.Z., No. 19-0343 (Mercer 17-JA-55, 56)
Affirmed (5-0)

Naomi Hutchinson v. Shirley Gilles, No. 18-0644 (Nicholas 16-C-69)
Affirmed (4-0) (Justice Workman disqualified.)

State of West Virginia v. Douglas Kobayashi, No. 18-0897 (Jefferson 18-M-AP-5)
Affirmed (5-0)

State of West Virginia v. Joel Ziler, No. 18-1047 (Berkeley 17-F-129)
Affirmed (5-0)

In Re: A.M., D.E.A., D.A., C.A., and R.A. Jr., No. 19-0714 (Kanawha 18-JA-330 to 334)
Affirmed (5-0)

State of West Virginia v. Brian Clark, No. 18-0970 (Berkeley CC-02-2018-F-34)
Affirmed (5-0)

John Walker v. Gregory Fazenbaker, No. 18-1062 (Mineral 16-C-45)
Affirmed (5-0)

In Re: D.R., No. 19-0539 (Webster 18-JA-39)
Affirmed (5-0)

In Re: B.B., No. 19-0582 (Mingo 18-JA-83)
Affirmed (5-0)

ORDER LIST
February 7, 2020
Page 2

In Re: R.M., R.M., W.M., S.M., C.M., M.M., M.M., E.M., and J.M., No. 18-1107
(Lewis 17-JA-1 to 8 and 17-JA-32)
Affirmed (5-0)

In Re: A.D. and J.D., No. 19-0554 (Randolph 18-JA-97, 98)
Affirmed (5-0)

In Re: L.G., No. 19-0497 (Kanawha 18-JA-307)
Affirmed (5-0)

In Re: E.B., No. 19-0597 (Raleigh 13-JA-76)
Affirmed (4-0) (Justice Hutchison disqualified)

In Re: C.H., L.H., and A.H., No. 19-0335 (Wood 18-JA-27, 28, 29)
Reversed, in part, and remanded with directions (5-0)

In Re: A.H., M.H. II, and X.H., No. 19-0432 (Tyler 18-JA-8, 9, 10)
Affirmed (4-0) (Chief Justice Armstead disqualified)

In Re: B.T., No. 19-0516 (Upshur 18-JA-35)
Affirmed (5-0)

In Re: M.M., L.M., and A.M., No. 19-0540 (Nicholas 18-JA-67, 68, 69)
Affirmed (5-0)

In Re: T.D. and X.A., No. 19-0571 (Taylor 18-JA-84, 132)
Affirmed (5-0)

In Re: S.B. and J.B., No. 19-0583 (Kanawha 18-JA-449, 450)
Affirmed (5-0)

In Re: S.W., No. 19-0473 (Randolph 18-JA-51)
Affirmed (5-0)

In Re: M.P., No. 19-0509 (Mingo 18-JA-106)
Affirmed and remanded (5-0)

In Re: M.B. and P.B., No. 19-0529 (Jackson 18-JA-31, 34)
Affirmed (4-0) (Justice Hutchison disqualified)

In Re: M.B. and P.B., No. 19-0530 (Jackson 18-JA-31, 34)
Affirmed (4-0) (Justice Hutchison disqualified)

In Re: C.V., No. 19-0541 (Raleigh 18-JA-86)
Affirmed (4-0) (Justice Hutchison disqualified)

Frank Tuckwiller, et al. v. Raymond Tuckwiller, No. 19-0345 (Greenbrier 17-C-181)
Affirmed (4-0) (Justice Jenkins disqualified)

ORDER LIST
February 7, 2020
Page 3

Zackery W. v. Donnie Ames, Superintendent, No. 19-0173 (Jackson 15-C-59)
Affirmed (4-0) (Justice Hutchison disqualified)

State of West Virginia v. Gregory A. Smith, Jr., No. 19-0223 (Berkeley CC-02-2018-F-142)
Affirmed (5-0)

Sgt. Robert Timothy Ankrom v. Sheriff of Harrison County, No. 19-0357 (Harrison 16-P-9)
Affirmed (5-0)

In Re: S.S., S.S. and D.S., No. 19-0367 (Kanawha 18-JA-492, 493, 494)
Affirmed (5-0)

In Re: E.R., A.W., M.R., and E.W., No. 19-0443 (Berkeley 18-JA-192 to 195)
Affirmed (5-0)

In Re: M.G., B.S., and T.J., No. 19-0420 (Nicholas 18-JA-74, 75, 76)
Affirmed (5-0)

In Re: J.S., No. 19-0520 (Cabell 16-JA-277)
Affirmed (5-0)

In Re: B.M., No. 19-0217 (Wirt 17-JA-22)
Affirmed (5-0)

In Re: M.W., M.W., C.R., L.W., R.W., and H.W., No. 19-0528
(Ohio 18-CJA-44 to 48 and 19-CJA-10)
Affirmed and remanded (5-0)

Carl Lehman Co. v. William G. Thoms, No. 18-0294 (Ohio 13-C-354)
Reversed and remanded (5-0)

RULE 19 ARGUMENT GRANTED

The following cases will be scheduled for Rule 19 oral argument:

Heather H. v. Shane H., No. 19-0058 (Kanawha 12-D-714)

In Re: K.M., A.R., and S.R., No. 19-0508 (Nicholas 18-JA-103, 104, 194)

In Re: D.J. and L.J., No. 19-0388 (Raleigh 17-JA-259, 260)

In Re: J.P., No. 19-0472 (Jackson 09-JA-11)

In Re: C.W., No. 19-0505 (Mingo 18-JA-14)

In Re: A.M. and N.M., No. 19-0492 (Wood 18-JA-53, 54)

ORDER LIST
February 7, 2020
Page 4

ORDERS

An orders of note was entered in the following case:

State ex rel. Charles Jacobs v. Hon. Charles E. King, Jr., Judge, No. 19-0490
(Original Mandamus)
Rule to show cause issued returnable unless sooner mooted.

State ex rel. WV Department of Health and Human Resources v. Hon. Jack Alsop, Judge, et al.,
No. 20-0029 (Original Prohibition)
Refused as moot (5-0)