



DECISIONS, NOTICES AND ORDERS

Thursday, May 20, 2021

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.

REHEARINGS

The Court took the following action on petitions for rehearing:

Arthur Hairston Sr. v. West Virginia Department of Health and Human Resources, No. 20-0326
(Berkeley 20-AA-2)
Petition refused (5-0)

Zachary Knotts v. Keith White, No. 20-0079 (Pleasants 19-C-15)
Petition refused (5-0)

MEMORANDUM DECISIONS

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

State of West Virginia v. Dorothy Pike, No. 20-0026 (Berkeley CC-02-2019-F-23)
Affirmed (5-0)

Recycling Works, LLC v. Bradmor, LLC, No. 19-1080 (Morgan 18-C-43)
Affirmed (5-0)

Everett Frazier, Commissioner, WV Division of Motor Vehicles v. Jeffrey Lilly, No. 20-0365
(Raleigh 19-AA-12)
Reversed and remanded (3-0) (Justices Hutchison and Wooton disqualified)

Brittany Cullen v. Allison Coles, No. 19-1019 (Kanawha 17-C-866)
Affirmed (5-0)

Christina Layman, Administrator of the Estate of Fred Layman v. Ronald Lane, Inc.,
No. 19-0987 (Marion 18-C-17)
Affirmed (5-0)

J.C. v. J.M., No. 19-1168 (Ritchie 19-DV-67)
Reversed and Remanded (5-0)

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Roger P. v. Karen Pszczolkowski, Superintendent, No. 20-0468 (Raleigh 14-C-1039)
Affirmed (5-0)

Larry White v. Shelby Searls, Superintendent, No. 19-1147 (Jackson 16-C-66)
Affirmed (5-0)

Crystal Brown and Tri-State Ambulance v. Ohio Valley Health Services, et al., No. 20-0156
(Marshall 18-C-263)
Affirmed (3-2) (Justice Hutchison and Justice Wooton dissenting in writing.)

Emil N. v. Healy B., No. 20-0396 (Ohio 20-CAP-3)
Affirmed (5-0)

Stuart Roberts v. Donna Roberts, No. 19-1133 (Greenbrier 17-D-174)
Affirmed (5-0)

Christopher Lilly and Lisa Lilly v. Huntington National Bank, No. 19-1134 (Harrison 16-C-452)
Affirmed (5-0)

Brian Morgan v. Donnie Ames, Superintendent, No. 20-0522 (Jackson 19-C-33)
Affirmed (5-0)

Everett Frazier, Commissioner of the WV Division of Motor Vehicles v. David Miller Jr.,
No. 20-0745 (Kanawha 19-AA-51)
Reversed and remanded (4-1) (Justice Wooton dissenting in writing.)

RULE 19 ARGUMENT GRANTED

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

NR Deed, LLC v. Robert Simmons, No. 20-0705 (Kanawha 19-C-1086)

Christopher Morris v. Stephen Corder, MD, et al., No. 20-0750 (Ohio 20-C-140)

Eric Parks v. Mutual Benefit Group, No. 20-0065 (Monongalia 19-CAP-31)

Fairmont Tool, Inc. v. Adam Davis, No. 20-0684 (Marion 17-C-163)

State of West Virginia v. John Campbell, No. 20-0099 (Greenbrier 12-F-34)

RULE 20 ARGUMENT GRANTED

The following cases will be scheduled for Rule 20 oral argument:

St. Paul Fire & Marine Insurance Company v. AmerisourceBergen Drug Corporation and Belco Drug Corporation, No. 21-0036 (Boone 17-C-36)

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Everett Frazier, Commissioner of the WV Division of Motor Vehicles v. Joshua Derechin,
No. 20-0192 (Kanawha 19-AA-80)