

STATE OF WEST VIRGINIA

At a Regular Term the Supreme Court of Appeals, continued and held at Charleston, Kanawha County, on May 17, 2023, the following order was made and entered.

SCA EFiled: May 17 2023
10:20 AM EDT
Transaction ID 70029845

State of West Virginia ex rel.
Matthew Mullins,
Petitioner

vs.) No. 22-894

Honorable Carrie L. Webster, Judge of the
Circuit Court of Kanawha County,
Respondent

RULE TO SHOW CAUSE

On October 5, 2022, the petitioner Matthew Mullins, self-represented, filed a petition praying for a writ of mandamus to be directed against the respondent. On January 13, 2023, the respondent, Honorable Carrie L. Webster, Judge of the Circuit Court of Kanawha County, filed a summary response to the petition.

Upon review and consideration on May 11, 2023, the Court is of the opinion that a rule should be awarded. It is ORDERED that a rule does issue directed against the respondent returnable before this Court on Wednesday, September 6, 2023, commanding and directing the said respondent to show cause, if any she can, why a writ of mandamus should not be awarded against Honorable Carrie L. Webster, Judge of the Circuit Court of Kanawha County, as prayed for by the petitioner in the petition unless sooner mooted by entry of an order resentencing the petitioner for purposes of appeal in Kanawha County Circuit Court No. 09-F-914.

It is ordered that this matter shall be submitted on the pleadings previously received.

Service of a copy of this order upon the respondent has the same effect as the service of a formal writ.

A True Copy

Attest: /s/ Edythe Nash Gaiser
Clerk of Court

