



DECISIONS, NOTICES AND ORDERS

Wednesday, October 6, 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 actions on petitions for rehearing:

Arnold McCartney v. Donnie Ames, Superintendent, No. 20-0242 (Lewis 13-C-12)
Petition refused (4-1) (Justice Hutchison)

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

State of West Virginia v. James W. Wood, No. 20-0095 (Pocahontas 18-F-46)
Petition refused (5-0)

Katherine McFee, et al. v. Carole Kirby and Susan Kirby, No. 20-0529 (Wirt 17-C-9)
Petition refused (5-0)

MEMORANDUM DECISIONS

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

State of West Virginia v. Jessica N. Roberts, No. 19-0897 (Wood 18-F-94)
Affirmed (5-0)

Roger Smith v. Stockmeier Urethanes USA, Inc., Nos. 19-0410 and 20-0352 (Harrison 17-C-349)
Affirmed (5-0)

Jefferson County Vision, Inc., et al. v. City of Ranson and Roxul USA, Inc., No. 20-0789 (Jefferson 18-C-201)
Affirmed (5-0)

In re B.F., No. 20-0776 (Jackson 19-JA-73)
Affirmed (5-0)

RULE 19 ARGUMENT GRANTED

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

State ex rel. Surnaik Holdings of WV, LLC v. Hon. Thomas A. Bedell, Judge; and Paul Snider, No. 21-0610 (Original Prohibition)

Antero Resources Corporation v. L&D Investments, et al., No. 20-0964 AND Mike Ross, Inc. v. Antero Resources Corporation, et al., No. 20-0967 (Harrison 13-C-528)
Consolidated

Contemporary Galleries of West Virginia, Inc. v. Riggs Commercial Realty, LLC, No. 21-0007 (Kanawha 18-C-287)

Robert Goodwin and Robin Goodwin v. James Shaffer and Iris Shaffer, No. 21-0010 (Preston 18-C-7)

Everett Frazier, Commissioner v. Taylor Braley, No. 20-0726 (Kanawha 20-AA-6)

RULE 20 ARGUMENT GRANTED

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

State ex rel. March-Westin Company, Inc. v. Hon. Phillip D. Gaujot, Judge; and David Raymond Weston, No. 21-0577 (Original Prohibition)

Specialized Loan Servicing v. Stover, No. 20-1025 (Raleigh 15-C-770)

Fairmont Tool, Inc. v. Norvel Louis Opyoke, No. 20-1042 (Marion 15-C-252)

ORDERS

Orders of note were entered in the following cases:

State of West Virginia ex rel. Johnathan Scott Hensley v. Hon. Gregory L. Howard, Judge, et al., No. 21-0580 (Original Prohibition)
Petition refused (4-1) (Justice Wooton)

State ex rel. Valerie White and Brittany Cash v. Scott Adkins, Commissioner of Workforce West Virginia, No. 21-0693 (Original Mandamus)
Petition refused (4-1) (Justice Wooton)