

## STATE OF WEST VIRGINIA

At the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on December 10, 2024, the following order was made and entered **in vacation**:

**RE: REQUEST FOR PUBLIC COMMENT ON AND PROVISIONAL  
ADOPTION OF AMENDMENTS TO THE WEST VIRGINIA TRIAL  
COURT RULES, No. 24-720**

Under Article VIII, §§ 1 and 3 of the West Virginia Constitution, the Court has jurisdiction to promulgate court rules. By that authority, the Court has considered amendments to the West Virginia Trial Court Rules regarding the terms of the circuit courts of this state following amendments to West Virginia Code § 51-2-1.

Upon consideration and review, the Court is of the opinion that the following amendments to the West Virginia Trial Court Rules should be published for a period of public comment of thirty days and that the amendments are provisionally adopted effective January 1, 2025, pending final approval after public comment. Comments must be filed in writing with the Office of the Clerk on or before Thursday, January 9, 2025.

The amendments are set forth below. Additions are indicated by underscoring, and deletions are indicated by strike-through.

### **West Virginia Trial Court Rules**

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#### **Rule 2. Terms of Court.**

The terms of the circuit courts shall commence and be held each year as provided in this rule.

##### **Rule 2.01. First Circuit.**

For the county of Brooke, on the first Monday in March, June, and November; for the county of Hancock, on the second Tuesday of January, April, and September; and for the county of Ohio, on the second Monday of January, May, and September.

**Rule 2.02. Second Circuit.**

For the county of Marshall, on the second Tuesday in March, July, and November; for the county of Tyler, on the second Tuesday in February, June, and October; for the county of Wetzel, on the second Tuesday in January, May, and September.

**Rule 2.03. Third Circuit.**

For the county of Doddridge, on the second Monday in February and July and the fourth Monday in October; for the county of Pleasants, on the second Monday in January, the third Monday in May, and the fourth Monday in September; for the county of Ritchie, on the fourth Monday in January, the first Monday in June, and the first Monday in October; for the county of Wirt, on the last Monday in March, June, and September.

**Rule 2.04. Fourth Circuit.**

For the county of ~~Wirt, on the last Monday in March, June, and September;~~ for the county of Wood, on the second Monday in January, May, and September.

**Rule 2.05. Fifth Circuit.**

For the county of Calhoun, on the first Tuesday in January, May, and September; for the county of Mason on the first Tuesday in January, May, and September; for the county of Jackson, on the fourth Tuesday in February, June, and October; for the county of Roane, on the fourth Tuesday in January, May, and September.

**Rule 2.06. Sixth Circuit.**

For the county of Cabell, on the first Monday in January and May, and the second Tuesday in September.

**Rule 2.07. Seventh Circuit.**

For the county of ~~Logan, on the second Monday in January, May, and September~~ Putnam, on the first Monday in March and on the second Monday in July and November.

**Rule 2.08. Eighth Circuit.**

For the county of ~~McDowell, on the third Monday in February, June, and October~~ Kanawha, on the second Monday in January, May, and September.

**Rule 2.09. Ninth Circuit.**

For the county of ~~Mercer, on the second Monday in February, June, and October~~ Boone, on the third Monday in January, April, and September; for the county of Lincoln, on the third Monday in January, April, and September.

**Rule 2.10. Tenth Circuit.**

For the county of ~~Raleigh, on the second Monday in January, May, and September~~ Wayne, on the first Monday in March, July, and November.

**Rule 2.11. Eleventh Circuit.**

For the county of ~~Greenbrier, on the first Tuesday in February, June, and October; for the county of Pocahontas, on the first Tuesday in April, August, and December~~ Logan, on the second Monday in January, May, and September; for the county of Mingo, on the third Monday in January, May, and September.

**Rule 2.12. Twelfth Circuit.**

For the county of ~~Fayette, on the second Tuesday in January, May, and September~~ McDowell, on the third Monday in February, June, and October; for the county of Wyoming, on the second Monday in January, May, and September.

**Rule 2.13. Thirteenth Circuit.**

For the county of ~~Kanawha, on the second Monday in January, May, and September~~ Mercer, on the second Monday in February, June, and October.

**Rule 2.14. Fourteenth Circuit.**

For the county of ~~Braxton, on the first Monday in February, June, and October; for the county of Clay, on the third Monday in March, on the second Monday in July, and on the first Monday in November; for the county of Gilmer, on the first Monday in March, July, and November; for the county of Webster, on the second Monday in January, on the first Monday in May and September~~ Raleigh, on the second Monday in January, May, and September.

**Rule 2.15. Fifteenth Circuit.**

For the county of ~~Harrison, on the first Monday in January, May and September~~ Fayette, on the second Tuesday in January, May, and September.

**Rule 2.16. Sixteenth Circuit.**

For the county of ~~Marion, on the second Monday in February, June, and October~~ Nicholas, on the second Tuesday in January, May, and September.

**Rule 2.17. Seventeenth Circuit.**

For the county of ~~Monongalia, on the Thursday after the first Monday in January, May, and September~~ Braxton, on the first Monday in February, June, and October; for the county of Clay, on the third Monday in March, on the second Monday in July, and on the first Monday in November; for the county of Gilmer, on the first Monday in March, July, and November; for the county of Webster, on the second Monday in January, on the first Monday in May and September.

**Rule 2.18. Eighteenth Circuit.**

For the county of ~~Preston, on the first Tuesday in March and June, and on the third Tuesday in October~~Lewis, on the first Monday in March and November, and the second Monday in July; for the county of Upshur, on the second Monday in January, May, and September.

**Rule 2.19. Nineteenth Circuit.**

For the county of ~~Barbour, on the fourth Monday in February, May, and October; for the county of Taylor, on the second Monday in January, April, and September~~Harrison, on the first Monday in January, May and September.

**2.20. Twentieth Circuit.**

For the county of ~~Randolph, on the last Monday in February, June and October~~Marion, on the second Monday in February, June, and October.

**Rule 2.21. Twenty-First Circuit.**

For the county of ~~Grant, on the first Tuesday in March and November, and the second Tuesday in July; for the county of Mineral, on the second Tuesday in January, and the first Tuesday in May and September; for the county of Tucker, on the second Tuesday in February, and on the first Tuesday in June and October~~Monongalia, on the Thursday after the first Monday in January, May, and September.

**Rule 2.22. Twenty-Second Circuit.**

For the county of ~~Hampshire, on the first Tuesday in January, May, and September; for the county of Hardy, on the first Tuesday in February, June, and October; for the county of Pendleton, on the first Tuesday in March, July, and November~~Preston, on the first Tuesday in March and June, and on the third Tuesday in October; for the county of Tucker, on the second Tuesday in February, and on the first Tuesday in June and October.

**Rule 2.23. Twenty-Third Circuit.**

For the county of ~~Berkeley, on the third Tuesday in February, May, and October; for the county of Jefferson, on the third Tuesday in January, April, and September; for the county of Morgan, on the first Tuesday in January, April, and September~~Barbour, on the fourth Monday in February, May, and October; for the county of Taylor, on the second Monday in January, April, and September.

**Rule 2.24. Twenty-Fourth Circuit.**

For the county of ~~Wayne, on the first Monday in March, July, and November~~Randolph, on the last Monday in February, June and October.

**Rule 2.25. Twenty-Fifth Circuit.**

For the county of ~~Boone, on the third Monday in January, April, and September; for the county of Lincoln, on the third Monday in January, April, and September~~Grant, on the second Tuesday in March, July, and November; for the county of Mineral, on the second Tuesday in January and September and the first Tuesday in May.

**Rule 2.26. Twenty-Sixth Circuit.**

For the county of ~~Lewis, on the first Monday in March and November, and the second Monday in July; for the county of Upshur, on the second Monday in January, May, and September~~Hampshire, on the first Tuesday in January, May, and September; for the county of Hardy, on the first Tuesday in February, June, and October; for the county of Pendleton, on the first Tuesday in March, July, and November.

**Rule 2.27. Twenty-Seventh Circuit.**

For the county of ~~Wyoming, on the first Monday in February, May, and October~~Berkeley, on the third Tuesday in February, May, and October; for the county of Morgan, on the first Tuesday in January, April, and September.

**Rule 2.28. Twenty-Eighth Circuit.**

For the county of ~~Nicholas, on the second Tuesday in January, May, and September~~Jefferson, on the third Tuesday in January, April, and September.

**Rule 2.29. Twenty-Ninth Circuit.**

For the county of ~~Putnam, on the first Monday in March and on the second Monday in July and November~~Greenbrier, on the first Tuesday in February, June, and October; for the county of Pocahontas, on the first Tuesday in April, August, and December.

**Rule 2.30. Thirtieth Circuit.**

For the county of ~~Mingo, on the third Monday in January, April, and September~~Monroe, on the second Tuesday in January and September, and on the third Tuesday in May; for the county of Summers, on the first Tuesday in March and on the third Tuesday in July and November.

**Rule 2.31. Thirty-First Circuit.**

For the county of ~~Monroe, on the second Tuesday in January and September, and on the third Tuesday in May; for the county of Summers, on the first Tuesday in March and on the third Tuesday in July and November.~~