DECISIONS, NOTICES, AND ORDERS

Monday, November 2, 2026

The Intermediate Court of Appeals of West Virginia has taken action in the following cases in the month of October 2026. This list contains only the actions of note taken by the Intermediate Court, not the content or actual date of orders or decisions.

SIGNED OPINIONS

In accordance with Rule 22, signed opinions were entered in the following cases:

Katti D. v. Anthony H., 25-ICA-436 (Fam. Ct. Harrison Cnty. No. FC-17-2021-D-173)
Affirmed (3-0)

Kelli Mallory v. Kevin Mallory, 26-ICA-35 (Fam. Ct. Cabell Cnty. No. FC-06-2025-D-48)
Reversed and Remanded (3-0) (Judge White, concurring)

MEMORANDUM DECISIONS

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

In re: Herbert J. Thomas, Thomas Memorial Hospital Association d/b/a Thomas Memorial Hospital, 25-ICA-369 (W. Va. Health Care Authority CON File No. 24-3-13064-PV)
Dismissed (3-0)

Mizouri W. v. Sean C., 26-ICA-100 (Fam. Ct. Mason Cnty. No. FC-26-2022-D-55)
Affirmed (3-0)

RULE 20 ARGUMENT GRANTED

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

Teresa Thomas v. Kevin Thomas, as Executor of the Estate of James Thomas, 26-ICA-260 (Fam. Ct. Nicholas Cnty. No. FC-34-2025-D-46) (2-1; Chief Judge Greear would have reversed in memorandum decision)

Antero Resources Corporation, Martica Holdings, LLC and QL-AR(I), LLC, d/b/a QL-AR(I), LLC 2021 v. Matthew R. Irby, in his official capacity as State Tax Commissioner of the State of West Virginia; and EQT Corporation d/b/a EQT Production Company v. Matthew R. Irby, in his official capacity as State Tax Commissioner of the State of West Virginia; and CNX Gas Company, LLC v. Matthew R. Irby, in his official capacity as State Tax Commissioner of the State of West Virginia, 26-ICA-131, -132, and -133 (W. Va. Office of Tax Appeals Nos. 24-1043, -1060, -1061, -1047, and -1032) (2-1; Chief Judge Greear would have affirmed in memorandum decision)

ORDERS

Orders of note were entered in the following cases:

Linda M. McGraw v. Discover Bank c/o Discover Products, Inc., 26-ICA-300 (Cir. Ct. Jackson Cnty. No. CC-18-2024-C-17)
Motion to Dismiss Refused (3-0)

Jesse Shingleton v. J.P. Henry's, Inc., and WorkForce West Virginia, 26-ICA-411 (WorkForce W. Va. Bd. of Rev. No. R-2026-1273)
Motion to Expedite Consideration Refused (3-0)

Breanna L. v. Gregory P., 26-ICA-407 (Fam. Ct. Marion Cnty. No. FC-24-2021-D-315)
Motion for Stay Refused (3-0)

Hancock County Board of Education v. Terrie L. Eddy, 26-ICA-377 (Workers' Compensation Board of Review)
Motion for Stay Refused (3-0)