



SUPREME COURT OF APPEALS

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1900 KANAWHA BOULEVARD, EAST
CHARLESTON, WV 25305
PHONE: (304) 558-2601
FAX: (304) 558-3815
WEB: WWW.COURTSWV.GOV

To: Counsel of Record

From: Rory L. Perry II, Clerk

Date: March 9, 2016

Re: March 23, 2016 Argument Docket

NOTICE OF ARGUMENT **under Rule 20 of the Rules of Appellate Procedure**

The Court has selected your case for argument. Your case has been set for the Court's Argument Docket on **Wednesday, March 23, 2016**.

Enclosed is a copy of the Argument Docket containing the time your argument is scheduled along with other pertinent information. **Please review this and promptly inform the Clerk of any changes to the listings of counsel of record by contacting Cassandra Wine, Assistant Clerk, at (304) 340-2327.**

Any party who has not filed a brief in this matter, may not present oral argument. Amicus curiae will not participate in argument.

Oral arguments are limited twenty minutes per side in Rule 20 cases. During argument, the Court may direct counsel to conclude prior to the time allotted. In the event of multiple parties on the same side, the Court may determine, either upon its own motion or upon motion of a party, an appropriate amount of time for oral argument. The petitioner shall be entitled to open and close the argument.

In order to avoid any delay on the day of argument, it is important that you be present in the courtroom in advance of your scheduled argument.

If you have a disability and will need a reasonable accommodation to participate in argument, please contact the Clerk's office as soon as possible so that arrangements may be made.

Because cell phones, pagers, and other equipment are not permitted in the Courtroom, you will be required to leave such equipment in the Court Marshal's office while attending court proceedings. In order to avoid delay, please leave such equipment elsewhere.

Please refer to Rule 20 of the Rules of Appellate Procedure for any further direction regarding your case. The Rules of Appellate Procedure are available at <http://www.courts.wv.gov/legal-community/court-rules/appellate-procedure>.

SUPREME COURT OF APPEALS OF WEST VIRGINIA

January 2016 Regular Term

Argument Docket

Wednesday, March 23, 2016

Rule 20 argument

Chief Justice Ketchum, Justice Davis, Justice Benjamin, Justice Workman, and Justice Loughry have voluntarily recused themselves from participating in the following cases. Senior Status Judge Keadle, as Acting Chief Justice, and Judges Hatcher, Mazzone, Evans, and Holliday sitting by temporary assignment.

10:00 a.m.

1. William R. Wooton v. Elizabeth D. Walker, et al., No. 16-0226
(Certified Question)

Petitioner William R. Wooton will be represented by **Robert M. Bastress, Jr.**, Morgantown, West Virginia.

Respondent West Virginia State Election Commission will be represented by **Richard Gottlieb**, Lewis Glasser Casey & Rollins, PLLC.

Respondent Elizabeth D. Walker will be represented by **Thomas C. Ryan**, K&L Gates, LLP.

11:00 a.m.

2. Brent D. Benjamin v. Elizabeth D. Walker, No. 16-0228
(Kanawha 16-AA-17, Judge Tod J. Kaufman)

Petitioner Brent D. Benjamin will be represented by **Benjamin L. Bailey**, Bailey & Glasser LLP.

Respondent West Virginia State Election Commission will be represented by **Richard Gottlieb**, Lewis Glasser Casey & Rollins, PLLC.

Respondent Elizabeth D. Walker will be represented by **Thomas C. Ryan**, K&L Gates, LLP.