



## DECISIONS, NOTICES AND ORDERS

**Friday, November 18, 2016**

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.

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### MEMORANDUM DECISIONS

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

State of West Virginia v. Erin S. T., No. 15-1195 (Berkeley 14-F-191)  
Affirmed (5-0)

State of West Virginia v. Donald R. Jordan, No. 16-0072 (Harrison 15-F-33)  
Affirmed (5-0)

David Hill and Suellen Hill v. Lone Pine Operating Company, No. 16-0219 (Harrison 11-C-94)  
Affirmed (3-2) (Justices Davis and Benjamin dissenting)

The Nina Schwartz Irrevocable Trust v. Jacqueline Ingram, et al., No. 16-0135 (Tyler 14-C-17)  
Affirmed (4-12) (Justice Davis dissenting)

Stiles Family Limited Partnership, III, LLP v. Riggs and Stiles, Inc. and Christopher Stiles,  
No. 16-0220 (Jefferson 14-C-389)  
Affirmed (5-0)

Dale Rife v. Margaret Shields and Steve Rife, No. 15-0975 (Wyoming 14-C-139)  
Reversed and Remanded (5-0)

Susie Jenkins and Darrell Thomas v. City of Oak Hill, No. 16-0059 (Fayette 15-AA-2)  
Affirmed (5-0)

Employee Resource Group, LLC and Dawn Wiley v. Brandi Adkins, No. 16-0150  
(Boone 15-C-17)  
Affirmed (5-0)

Dallas W. Butler v. Marvin Plumley, Warden, No. 15-0213 (Harrison 12-C-420)  
Affirmed (5-0)

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Mangus Coal, et al. v. Christopher Jennings, et al., No. 16-0199 (Preston 12-C-63)  
Affirmed (5-0)

State of West Virginia v. Harold D. Stambaugh, No. 16-0122 (Jefferson 15-F-44)  
Affirmed (5-0)

Amy R. Rhoe v. Larry A. Hess, Assessor for Berkeley County, et al., No. 15-1038  
(Berkeley 14-AA-9)  
Affirmed (5-0)

David C. Tabb v. The County Commission of Jefferson County, No. 15-1155 (Jefferson 13-C-432)  
Affirmed (5-0)

Rodger Dale Mitchell v. Teresa A. Worrell, No. 15-1183 (Roane 15-P-10)  
Affirmed (5-0)

Neil W. v. Patrick Mirandy, Warden, No. 15-1244 (Ohio 15-C-327)  
Affirmed (5-0)

State of West Virginia v. Adam Barnhart, No. 16-0032 (Brooke 13-F-72, 14-F-45)  
Affirmed (5-0)

**RULE 19 ARGUMENT GRANTED**

The following case will be scheduled for Rule 19 oral argument on  
the date stated:

Penn-America Insurance Company v. Osborne Beecher and H & H Logging Corporation,  
No. 15-1018 (Wyoming 10-C-006)  
February 8, 2017

**ORDERS**

Orders of note were entered in the following cases:

State ex rel. Fairmont General Hospital, Inc. v. Honorable Patrick Wilson, Judge, et al.,  
No. 16-0987 (Original Prohibition)  
Petition refused (3-2) (Chief Justice Ketchum and Justice Loughry)

In Re: Z.T. and Z.T., No. 16-1008 (Doddridge 15-JA-3, 24)  
Motion for extension of time to appeal refused (5-0)

Patricia Castner v. Weirton Housing Authority, No. 16-0716 (Hancock 16-CAP-3)  
Motion to dismiss granted (4-0) (Justice Benjamin not participating)