



DECISIONS, NOTICES AND ORDERS

Friday, October 7, 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.

REHEARINGS

The Court took the following action on a petition for rehearing:

Richard Gravely v. Keri Wilson and Erie Property & Casualty Company, No. 15-1110
(Kanawha 15-C-1527)
Petition refused (5-0)

MEMORANDUM DECISIONS

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

Central Place, LLC v. City of Morgantown Planning Commission, et al., No. 15-1057
(Monongalia 15-C-245, 15-C-358)
Affirmed (5-0)

State of West Virginia v. Jonathan Mounts, No. 15-1094 (Mingo 07-F-14)
Affirmed (5-0)

Dean Lowe and Martha Lowe, Trustees v. Herman Hegyl Trust, et al., No. 15-0718
(Berkeley 11-C-979)
Affirmed (5-0)

Robert Donadieu, et al. v. Morgan County Planning Commission, No. 15-1058 (Morgan 15-P-15)
Affirmed (5-0)

RULE 19 ARGUMENT GRANTED

The following cases will be scheduled for Rule 19 oral argument on the dates stated:

State ex rel. Raleigh General Hospital, et al. v. Hon. H. L. Kirkpatrick, Judge; and Earl Douglas Johnson, No. 16-0752 (Original Prohibition)
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West Virginia Department of Transportation, Division of Highways v. Margaret Z. Newton,
No. 16-0325 (Hardy 11-C-30)
January 17, 2017

West Virginia Department of Transportation, Division of Highways v. Douglas R. Veach, et al.,
No. 16-0326 (Hardy 11-C-36)
January 17, 2017

William G. Erps v. Leslie Meadows, No. 16-0068 (Mercer 13-C-442)
January 18, 2017

Tony Coffman, et al. v. Nicholas County Commission, et al., No. 15-1223 (Nicholas 14-C-122)
January 18, 2017

RULE 20 ARGUMENT GRANTED

The following cases will be scheduled for Rule 20 oral argument
on the dates stated:

Valentine & Kebartas, Inc. v. Gary J. Lenahan, No. 16-0127 (Raleigh 13-C-190)
January 17, 2017

Domestic Violence Survivors' Support Group, Inc. v. WV Department of Health and Human
Resources, Office of Health Facility Licensure and Certification, No. 16-0146
(Kanawha 14-AA-40)
January 17, 2017

In Re: Petition of A.N.T. for Expungement of Records, No. 16-0147 (Ohio 15-P-161)
February 28, 2017, at West Virginia University College of Law

West Virginia CVS Pharmacy, LLC v. McDowell County Pharmacy, Inc., et al., No. 16-0209
(McDowell 11-C-144)
January 18, 2017

In Re: A.L.C.M., No. 16-0786 (Ohio 16-CJA-22)
February 28, 2017, at West Virginia University College of Law

ORDERS

Orders of note were entered in the following cases:

State ex rel. James Andrews v. Hon. Timothy L. Sweeney, Judge (Original Prohibition)
Petition refused (5-0)

State ex rel. Michael A. v. Hon. Paul T. Ferrell, Judge, No. 16-0785 (Original Prohibition)
Petition refused (5-0)

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Morgantown Mall Associates Limited Partnership and Morgantown Commons Limited Partnership v. City of Westover and County Commission of Monongalia County, No. 16-0835 (Monongalia 13-C-798)
Motion for stay refused (5-0)

West Virginia Department of Education v. Tammy McGraw, No. 16-0679 (Kanawha 15-C-1893)
Motion for stay granted (5-0)

State of West Virginia v. Amy Melissa Self, No. 16-029 (Gilmer 16-F-5, 16-F-10)
Motion for stay refused (3-2)(Benjamin, Loughry)

In the Matter of: Edward R. Kohout, Esq., No. 15-1190 (Judicial Disciplinary)
Public censure, costs, permanently enjoined from seeking judicial office by election or appointment in the State of West Virginia. (5-0)