



DECISIONS, NOTICES AND ORDERS

Friday, February 26, 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.

MEMORANDUM DECISIONS

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

Brenda Egan v. Steel of West Virginia, Inc. and SWVA, Inc., No. 15-0226 (Cabell 13-C-315)
Affirmed (5-0)

State of West Virginia v. Joseph L. Stephens, Sr., No. 15-0291 (Berkeley 11-F-185, 12-F-161)
Affirmed (5-0)

Robin W. Hammer v. Robert B. Hammer, Sharon M. Helms, and Thomas M. Hammer,
No. 14-0995 (Randolph 12-C-169 and 13-C-18)
Affirmed (5-0)

Eddie Jordan v. CSX Transportation, Inc., No. 15-0224 (Logan 11-C-189)
Affirmed (5-0)

State of West Virginia v. Adam W., No. 15-0111 (Morgan 14-F-23)
Affirmed (5-0)

State of West Virginia v. John J. Jones, III, No. 15-0200 (Kanawha 14-F-33)
Affirmed (5-0)

Anita D. Fouts v. Denny L. Stout and Terry J. Stout, No. 15-0363 (Harrison 13-C-265)
Affirmed (5-0)

Clifford Allen Powers v. Marvin Plumley, Warden, No. 14-1169 (Harrison 11-C-2-1)
Affirmed (5-0)

ORDER LIST
February 26, 2016
Page 2

RULE 19 ARGUMENT GRANTED

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

Jeffrey N. Evans, individually, and as an Employee or Agent of Ameriprise Financial Services, Inc., et al. v. Debra K. Bayles, No. 15-0600 (Marshall 14-C-139)
April 19, 2016

Anandhi Murthy, M.D. and Woodbrook Casualty Insurance Company v. Andrea Karpacs-Brown, Administratrix of the Estates of Elizabeth Karpacs and Andrew Karpacs, No. 15-0376 (Wetzel 03-C-36)
April 20, 2016

Rebecca White v. Erie Insurance Property and Casualty Company, No. 15-0521 (Fayette 14-C-218)
April 20, 2016

State of West Virginia v. Jessica May Wilson, No. 15-0578 (Kanawha 14-F-228)
April 20, 2016

Loretta Lynn Gomez v. Kanawha County Commission, No. 15-0342 (Kanawha 13-P-327)
April 27, 2016

RULE 20 ARGUMENT GRANTED

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

Albin Littell, individually, and as Trustee for the Littell Coal Interest Trust v. Steve Mullins and Donald Hicks, Clerk for the McDowell County Commission, No. 15-0364 (McDowell 08-C-178)
April 20, 2016

Stacy Stevens, Personal Representative of the Estate of Scott Stevens, deceased v. MTR Gaming Group, doing business as Mountaineer Casino Racetrack & Resort; and International Game Technology, Inc., No. 15-0821 (Certified Questions)
April 20, 2016

International Union of Operating Engineers, et al. v. L.A. Pipeline Construction Company, et al., No. 15-0898 (Certified Question)
April 27, 2016

Wanda Williams, individually, and on behalf of the Estate of Robert Thompson v. CMO Management, LLC, No. 15-0553 (Nicholas 13-C-92)
April 27, 2016

Karen Adams v. Pennsylvania Higher Education Assistance Agency, No. 15-0524 (Putnam 12-C-43)
April 27, 2016

ORDER LIST
February 26, 2016
Page 3

ORDERS

An order of note was entered in the following case:

Connie Harless v. Employee Resource Group, LLC and Charles Rice, No. 16-0028
(Certified Question)

QUESTION CERTIFIED BY THE CIRCUIT COURT:

Is the Dispute Resolution Program attached as "Exhibit A" unconscionable such that the arbitration provision should not be enforced?

Court declined to docket the certified question. (5-0)