



Office of the Attorney General

Report to the Governor,
Senate President and
House of Delegates Speaker

NOVEMBER 1, 2024

Patrick Morrissey
Attorney General

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APPELLATE DIVISION

**ANNUAL REPORT
TO
THE GOVERNOR, SENATE PRESIDENT AND
HOUSE OF DELEGATES SPEAKER
November 1, 2024**

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Dame, Frankie	APP-23-0192	23-478	Supreme Court WV	State of West Virginia v. Victor Lee Thompson	Direct appeal alleging error in admission of booking photographs, hearsay of victim, insufficient evidence, and denial of motion for post verdict judgment of acquittal based on failure to prove intent.
Appellate	Dame, Frankie	APP-23-0241	23-556	Supreme Court WV	State of West Virginia v. Dustin Scott Gibson	Direct appeal from Roane County alleging failure of court to appropriately consider facts for sentencing.
Appellate	Dame, Frankie	APP-23-0270	23-680	Supreme Court WV	State of West Virginia ex rel. Stephen Cross v. Bryan Lanham, Superintendent	Original Jurisdiction Habeas from Randolph County alleging abuse of discretion in denial of reduction of bail.
Appellate	Davenport, Spencer	APP-23-0147	23-303	Supreme Court WV	Larry Gale Owens v. Michael Martin, Superintendent	Habeas appeal alleging new evidence of medical malpractice as cause of death, perjured testimony, insufficient evidence, and illegal warrantless search.
Appellate	Davenport, Spencer	APP-23-0161	23-318	Supreme Court WV	State of West Virginia v. Andrew Miller	Direct appeal from Raleigh County alleging insufficient evidence and error in denial of motion to suppress firearm evidence.
Appellate	Davenport, Spencer	APP-23-0230	23-497	Supreme Court WV	State of West Virginia v. Eric Christopher Edgar	Direct appeal from Wood County alleging abuse of discretion in denial of alternative sentence and sentencing error as Petitioner did not receive expected sentence.
Appellate	Davenport, Spencer	APP-23-0211	23-513	Supreme Court WV	State of West Virginia v. Tina Marie Frymyer	Direct appeal from Gilmer County alleging improper juror selection and prosecutorial misconduct.
Appellate	Davenport, Spencer	APP-23-0236	23-582	Supreme Court WV	State of West Virginia v. Jason Colt Jarrell	Direct appeal from Gilmer County alleging error in imposing home confinement for probation revocation.
Appellate	Gilbert, David	APP-23-0226	23-541	Supreme Court WV	State of West Virginia v. Matthew Wayne Archer	Direct appeal from Jackson County alleging error in summary denial of West Virginia Rules of Criminal Procedure Rule 35 motion.
Appellate	Means-Moore, Cassandra	APP-23-0191	23-490	Supreme Court WV	State of West Virginia v. Richard Austin	Direct appeal alleging verdict contrary to evidence presented, error in denying evidence of Petitioner's intoxication, and renewal of all objections made during trial.
Appellate	Nease-Propert, Andrea	APP-15-0219	1:15-cv-123	USDC WVSD	Eric Paul Minda v. David Ballard, Warden	Petition for Writ of Habeas Corpus alleging ineffective assistance of counsel, imposition of cruel and unusual punishment, and instructional error.
Appellate	Nease-Propert, Andrea	APP-20-0211	1:20-cv-749	USDC WVSD	William Parris Skeens v. Timothy King, Superintendent	\$ 2254 Habeas petition alleging escape charge erroneously charged in Mercer County when Petitioner entered plea in Raleigh County.
Appellate	Nease-Propert, Andrea	APP-23-0118	1:23-cv-42	USDC WVND	State of West Virginia v. Emmanuel Jones	Petitioner filed motion for removal of criminal matter to federal court.
Appellate	Nease-Propert, Andrea	APP-24-0006	1:23-cv-796	USDC WVSD	Brian Merchant v. Charles Gore, Superintendent	Petition for Writ of Habeas Corpus alleging ineffective assistance of counsel and defects in recidivist information.
Appellate	Nease-Propert, Andrea	APP-23-0250	1:23-cv-85	USDC WVSD	State of West Virginia v. Emmanuel Jones	Motion to remove state criminal case to federal court alleging violation of equal protection and treason against the U.S. Constitution.
Appellate	Nease-Propert, Andrea	APP-24-0087	1:24-cv-26	USDC WVND	State of West Virginia v. Emmanuel Jones	Federal removal of State Court criminal action from Monongalia County.
Appellate	Nease-Propert, Andrea	APP-19-0110	19-0187	Supreme Court WV	SER Edward Dreyfuss v. Karen Pszczolkowski, Superintendent	Original Jurisdiction Habeas appeal alleging ineffective assistance of counsel, prosecutorial misconduct, Brady violations, and judicial misconduct.
Appellate	Nease-Propert, Andrea	APP-19-0207	19-0897	Supreme Court WV	State of West Virginia v. Jessica N. Roberts	Direct appeal alleging errors regarding involuntary confession, double jeopardy violations (felony murder), color of law issues, diminished capacity, confrontation issues, and prompt presentment issues.

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Appellate	Nease-Propor, Andrea	APP-19-0231	19-0939	Supreme Court WV	In Re: Ibrahim S. Abdelnour	Petitioner appealing fourth denial of expungement regarding felony charge of wanton endangerment and misdemeanor charge of shooting across a road or near building or crowd.
Appellate	Nease-Propor, Andrea	APP-17-0024	2:15-cv-11422	USDC WVSD	Danny R. Swager v. David Ballard, Warden	§ 2254 Habeas petition arising from convictions for first degree sexual assault, second degree sexual assault, and first degree sexual abuse, and alleging premature "Allen charge" in trial and denial of right to confront accuser.
Appellate	Nease-Propor, Andrea	APP-17-0144	2:16-cv-7333	USDC WVSD	Eric Allen Foster v. Marvin Plumley, Warden	§ 2254 Habeas petition alleging ineffective assistance of counsel.
Appellate	Nease-Propor, Andrea	APP-21-0154	2:20-cv-255	USDC WVSD	Edward Omarrah, Jr. v. Donnie Ames, Superintendent	Petition for Writ of Habeas Corpus appeal from Mercer County alleging involuntary plea, ineffective assistance of counsel, and diminished capacity.
Appellate	Nease-Propor, Andrea	APP-20-0034	2:20-cv-35	USDC WVND	Robert Lee Lewis v. Donald Ames, Superintendent	Petition for Writ of Habeas Corpus alleging prosecutorial misconduct, improper Federal Rules of Evidence Rule 404(b), improper jury instructions, juror misconduct, cumulative error, and constitutional violation arising from Defendant's jail attire.
Appellate	Nease-Propor, Andrea	APP-20-0182	2:20-cv-601	USDC WVSD	John Stover v. Donnie Ames, Superintendent	Petition for Writ of Habeas Corpus alleging no omnibus hearing and ineffective assistance of counsel.
Appellate	Nease-Propor, Andrea	APP-24-0005	2:20-cv-669	USDC WVSD	Antonio Collins v. Shelby Searls, Superintendent	State custody § 2254 Habeas from Kanawha County alleging due process and double jeopardy violations.
Appellate	Nease-Propor, Andrea	APP-21-0213	2:21-cv-434	USDC WVSD	Martez Griffin v. Shelby Searls, Superintendent	Petition for Writ of Habeas Corpus alleging ineffective assistance of counsel.
Appellate	Nease-Propor, Andrea	APP-22-0126	2:22-cv-228	USDC WVSD	Ronald Davis v. Donald Ames, Superintendent	A federal petition for writ of habeas corpus alleging insufficient evidence, ineffective assistance of counsel, coerced testimony, and destruction of evidence.
Appellate	Nease-Propor, Andrea	APP-23-0134	2:23-cv-369	USDC WVSD	Oscar Combs, Sr. v. Warden	§ 2254 Habeas petition alleging general constitutional violation and failure to appoint habeas counsel.
Appellate	Nease-Propor, Andrea	APP-23-0135	2:23-cv-399	USDC WVSD	Eric Meadows v. Shelby Searls, Superintendent	Petition for Writ of Habeas Corpus alleging ineffective assistance of counsel and coerced confession.
Appellate	Nease-Propor, Andrea	APP-23-0008	2:23-cv-50	USDC WVSD	Walter Andrew Cooley v. William Nunley and Harvey Hawkins, Superintendent	§ 2254 Habeas petition alleging violation of right to speedy trial for failure to schedule motion for bail.
Appellate	Nease-Propor, Andrea	APP-23-0201	2:23-cv-507	USDC WVND	Terrance A. McArthur v. Russell Maston, Superintendent	Petition for Writ of Habeas Corpus pending Petitioner filing sufficient petition as ordered by court.
Appellate	Nease-Propor, Andrea	APP-23-0204	2:23-cv-577	USDC WVSD	Christopher Cox v. Donald F. Ames, Superintendent	Petition for Writ of Habeas Corpus from Fayette County alleging due process violations regarding testifying while in prison garb and stun belt.
Appellate	Nease-Propor, Andrea	APP-23-0233	2:23-cv-634	USDC WVSD	Juan Moore v. Donnie Ames, Superintendent	A federal petition for writ of habeas corpus alleging ineffective assistance of counsel, Public Defender conflict of interest, unlawful search, and failure to preserve diagram.

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Appellate	Nease-Propser, Andrea	APP-24-0007	2:23-cv-743	USDC WVSD	Timothy Charlton v. Shawn Straughn, Superintendent	A federal petition for writ of habeas corpus alleging ineffective assistance of counsel, due process violations, and withholding Brady material.
Appellate	Nease-Propser, Andrea	APP-24-0008	2:23-cv-759	USDC WVSD	Shelby Dean Skaggs v. Jay M. Hoke, et al.	Challenging a Lincoln County Habeas, this Petitioner filed a single petition containing documents for a federal petition for writ of habeas corpus and 1983 claim.
Appellate	Nease-Propser, Andrea	APP-24-0132	2:24-cv-00254	Supreme Court WV	Jeremy Colton Light v. Attorney General of the State of West Virginia	Federal Petition for Writ of Habeas Corpus, Kanawha County.
Appellate	Nease-Propser, Andrea	APP-24-0208	2:24-cv-399	USDC WVSD	Justin Andrew Vannatter v. South Central Regional Jail	Writ of Habeas Corpus from Kanawha County.
Appellate	Nease-Propser, Andrea	APP-20-0079	20-0222	Supreme Court WV	State of West Virginia v. Benjamin R. Taylor	Direct appeal alleging error arising from denial of motion for change of venue, improper jury selection, evidentiary issues regarding gruesome photos, admissibility of Officer's testimony, DNA evidence, and Petitioner's phone calls.
Appellate	Nease-Propser, Andrea	APP-20-0191	20-0765	Supreme Court WV	State of West Virginia v. David Riffle	Direct appeal of resentencing alleging greater sentence than originally imposed upon resentencing after appeal.
Appellate	Nease-Propser, Andrea	APP-21-0001	20-0798	Supreme Court WV	State of West Virginia v. Dale Lee Carr	Direct appeal alleging abuse of discretion for denial of motion to modify sentence as court failed to credit Petitioner with time served for an unrelated charge (possession of heroin).
Appellate	Nease-Propser, Andrea	APP-21-0023	20-0802	Supreme Court WV	Ray D. Cook v. Karen Pszczolkowski, Superintendent	Habeas appeal alleging error in finding Petitioner not entitled to new guilt phase of trial or new mercy phase of trial.
Appellate	Nease-Propser, Andrea	APP-20-0221	20-0844	Supreme Court WV	Robert Ewell Thomas v. Donnie Ames, Superintendent	Habeas appeal alleging error arising from failure to hold an omnibus hearing and appoint counsel.
Appellate	Nease-Propser, Andrea	APP-20-0220	20-0891	Supreme Court WV	State of West Virginia v. Jason Michael Payne	Rule 35(a) appeal alleging error in doubling recidivist sentences.
Appellate	Nease-Propser, Andrea	APP-21-0024	20-0975	Supreme Court WV	State of West Virginia v. Jesse Suttle	Direct appeal alleging error in denial of motion to adjourn payment and failure to inform Petitioner of fees owed.
Appellate	Nease-Propser, Andrea	APP-21-0026	20-1039	Supreme Court WV	State of West Virginia v. Billy Joe McFarland, Jr.	Direct appeal alleging undue emphasis on victim impact statement during sentencing, error in allowing victim to present dash-cam video during sentencing, and failure to adhere to Rule 11(e)(2) when court conditionally accepted plea.
Appellate	Nease-Propser, Andrea	APP-21-0159	21-0077	Supreme Court WV	State of West Virginia v. Michael Faulkner	Direct appeal alleging lack of subject matter jurisdiction and insufficient evidence of probation violation.
Appellate	Nease-Propser, Andrea	APP-21-0046	21-0078	Supreme Court WV	John Keenan v. Karen Pszczolkowski, Superintendent	Habeas appeal alleging abuse of discretion in denying omnibus hearing, error in finding (1) no Zain III issues, (2) effective assistance of counsel, (3) sufficient evidence, and (4) no violation of proportionality clause.
Appellate	Nease-Propser, Andrea	APP-21-0050	21-0115	Supreme Court WV	State of West Virginia v. Kelly Marie Tusing	Direct appeal from Preston County alleging illegal sentence, error in denying motion to exclude gruesome photos, failure of State to prove intent and malice, error in excluding letter from Petitioner's expert witness, and cumulative error.

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Appellate	Nease-Propert, Andrea	APP-21-0160	21-0116	Supreme Court WV	Thomas Menei v. Karen Pszczolkowski, Superintendent	Habeas appeal alleging error in failure to provide an omnibus hearing, insufficient findings of fact and conclusions of law, and failure in addressing Losh list.
Appellate	Nease-Propert, Andrea	APP-21-0063	21-0155	Supreme Court WV	Robert L. Paige v. Russell Maston, Superintendent	Habeas appeal alleging abuse of discretion in denial of habeas.
Appellate	Nease-Propert, Andrea	APP-22-0044	21-0156	Supreme Court WV	Michael Greene v. Shelby Searls, Superintendent	Successive habeas appeal alleging error with plea agreement and plea.
Appellate	Nease-Propert, Andrea	APP-21-0140	21-0158	Supreme Court WV	SER Timothy Taylor v. Shelby Searls, Superintendent	Original Jurisdiction Habeas petition does not articulate any error. Amended petition to be filed by appointed counsel.
Appellate	Nease-Propert, Andrea	APP-21-0057	21-0162	Supreme Court WV	State of West Virginia v. Shaun Richard Duke	Direct appeal alleging improper jury instruction, double jeopardy violation, and insufficient evidence regarding conspiracy.
Appellate	Nease-Propert, Andrea	APP-21-0198	21-0167	Supreme Court WV	Joshawa Clark v. Donnie Ames, Superintendent	Habeas appeal from Cabell County alleging prejudicial pretrial publicity, double jeopardy, suppression of exculpatory evidence, excessive sentence, erroneous Pre-Sentence report, ineffective assistance of counsel, and irregularities with arrest.
Appellate	Nease-Propert, Andrea	APP-21-0069	21-0172	Supreme Court WV	James N. Mauldin v. Shelby Searls, Superintendent	Habeas appeal alleging ineffective assistance of counsel and reserving right to amend for additional claims after review of record.
Appellate	Nease-Propert, Andrea	APP-21-0071	21-0173	Supreme Court WV	State of West Virginia v. Jamie Carson Hicks	Direct appeal alleging error in admitting evidence of relationship between Petitioner and witness, denial of post-trial motions, and error in reasoning for sentence imposed.
Appellate	Nease-Propert, Andrea	APP-21-0085	21-0212	Supreme Court WV	Apollo Rice v. Donnie Ames, Superintendent	Habeas appeal alleging abuse of discretion in denying petition.
Appellate	Nease-Propert, Andrea	APP-21-0089	21-0265	Supreme Court WV	State of West Virginia v. Nicholas Shackleford	Rule 35(b) appeal alleging error in failing to consider Youthful Offender Act and breach of plea agreement.
Appellate	Nease-Propert, Andrea	APP-21-0098	21-0290	Supreme Court WV	State of West Virginia v. Robert Higgins	Direct appeal alleging 8th Amendment violation regarding re-sentencing of Petitioner.
Appellate	Nease-Propert, Andrea	APP-21-0101	21-0307	Supreme Court WV	State of West Virginia v. Donald Lawrence Campbell, II	Direct appeal alleging insufficiency of evidence.
Appellate	Nease-Propert, Andrea	APP-21-0115	21-0323	Supreme Court WV	State of West Virginia v. Justin Conner	Direct appeal alleging denial of effective assistance of counsel.
Appellate	Nease-Propert, Andrea	APP-21-0245	21-0346	Supreme Court WV	State of West Virginia v. Teresa A. Stine a/k/a Teresa A. Dixon	Direct appeal alleging abuse of discretion in considering an impermissible factor in denying Petitioner's request for alternative sentencing.
Appellate	Nease-Propert, Andrea	APP-21-0128	21-0352	Supreme Court WV	In Re: A.W.	Direct appeal alleging error in placing Petitioner in roundtable program, failure of DHHR to make reasonable efforts to achieve permanency, and error in not following the recommendations of the treating psychologist.

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Appellate	Nease-Propert, Andrea	APP-21-0114	21-0356	Supreme Court WV	State of West Virginia v. Anthony Devaughn Johnson	Direct appeal alleging abuse of discretion in denial of motion to cancel trial due to newly discovered evidence, error in refusal to disqualify prosecutor, violation of confrontation clause resulting from admission of hearsay, prejudice from family's presence in courtroom, and due process violations.
Appellate	Nease-Propert, Andrea	APP-21-0113	21-0374	Supreme Court WV	State of West Virginia v. Alphon A. Norman	Direct appeal alleging denial of deferral of sentencing to seek substance abuse treatment and/or probation was in error.
Appellate	Nease-Propert, Andrea	APP-21-0112	21-0383	Supreme Court WV	State of West Virginia v. Jimmy Ray Bonnett	Direct appeal alleging insufficient evidence and prejudice regarding presence of officer at counsel table with Petitioner.
Appellate	Nease-Propert, Andrea	APP-21-0136	21-0384	Supreme Court WV	State of West Virginia v. Ricky Vincent Pendleton	Habeas appeal alleging abuse of discretion in denial of motion for arrest of judgment, West Virginia Rules of Criminal Procedure Rule 34, challenging sufficiency of indictment and failure to include findings of fact and conclusions of law.
Appellate	Nease-Propert, Andrea	APP-21-0125	21-0388	Supreme Court WV	State of West Virginia v. Terry Grantham	Direct appeal alleging error in empaneling a jury with only one African American and insufficient evidence.
Appellate	Nease-Propert, Andrea	APP-21-0126	21-0396	Supreme Court WV	State of West Virginia v. Tracy Pennington	Direct appeal alleging error in denial of motion to suppress evidence of victim found in Petitioner's home in violation of 4th Amendment.
Appellate	Nease-Propert, Andrea	APP-21-0127	21-0419	Supreme Court WV	Edwin Wright v. Donnie Ames, Superintendent	Habeas appeal alleging ineffective assistance of habeas counsel.
Appellate	Nease-Propert, Andrea	APP-21-0144	21-0424	Supreme Court WV	State of West Virginia v. Candice T. Salmons	Direct appeal from Wyoming County alleging abuse of discretion in admission of illegally obtained evidence, error in denial of motion for directed verdict, and improper jury instructions.
Appellate	Nease-Propert, Andrea	APP-21-0142	21-0465	Supreme Court WV	Desmond Demetrius Clark v. Donnie Ames, Superintendent	Writ of Habeas Corpus appeal from Kanawha County alleging ineffective assistance of counsel.
Appellate	Nease-Propert, Andrea	APP-21-0166	21-0475	Supreme Court WV	Mark A. Sorsaia v. Linda Hunt and Harlee Beasely	Appeal of writ of prohibition seeking reversal of circuit court's grant of writ and interpretation of W.Va. Code § 61-8-19.
Appellate	Nease-Propert, Andrea	APP-21-0155	21-0487	Supreme Court WV	State of West Virginia v. William S. Thompson	Direct appeal alleging insufficient evidence and error in denial of juror questionnaire.
Appellate	Nease-Propert, Andrea	APP-21-0171	21-0490	Supreme Court WV	State of West Virginia v. Emily Keefer	Rule 35(b) appeal alleging failure of court to consider inability to attend certain maternal programs in prison and finding that Rule 35(b) motion untimely.
Appellate	Nease-Propert, Andrea	APP-21-0168	21-0492	Supreme Court WV	State of West Virginia v. Benjamin A. Harrison	Direct appeal alleging error in not following Rule 11 requirements regarding withdrawal of guilty plea in instance where Court does not follow sentencing recommendations.
Appellate	Nease-Propert, Andrea	APP-21-0169	21-0514	Supreme Court WV	State of West Virginia v. Daniel Plants	Rule 35(b) appeal alleging abuse of discretion by imposition of harsh sentence not commensurate with crime committed.
Appellate	Nease-Propert, Andrea	APP-21-0167	21-0519	Supreme Court WV	State of West Virginia v. Andrew Wayne Miller	Direct appeal from Kanawha County alleging error in denial of preliminary hearing on violation of home incarceration as condition of bond as required by West Virginia Rules of Criminal Procedure Rule 32.1.

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Appellate	Nease-Propert, Andrea	APP-21-0161	21-0524	Supreme Court WV	Charles Terry v. Donnie Ames, Superintendent	Habeas appeal alleging error in denial of actual innocence, ineffective assistance of counsel, insufficient evidence, improper jury instruction, and cumulative error.
Appellate	Nease-Propert, Andrea	APP-21-0176	21-0526	Supreme Court WV	State of West Virginia v. Roger Kent Stobart	Direct appeal alleging double jeopardy, failure to instruct jury, error in defining "uttering," failure to allow alibi defense, and insufficient evidence.
Appellate	Nease-Propert, Andrea	APP-21-0163	21-0536	Supreme Court WV	Mark Sowards v. Donnie Ames, Superintendent	Habeas appeal alleging errors as a matter of law regarding speedy trial violation, improper jury instruction, improper evidentiary rulings, ineffective assistance of counsel, and cumulative error.
Appellate	Nease-Propert, Andrea	APP-21-0194	21-0542	Supreme Court WV	State of West Virginia v. J.D.	West Virginia Rules of Criminal Procedure Rule 35 appeal from Mingo County alleging error in denial of motion to reconsider arising from untimely filing, failure to hold a hearing, and failure to recuse judge.
Appellate	Nease-Propert, Andrea	APP-21-0170	21-0543	Supreme Court WV	State of West Virginia v. Richard Lee Taylor	Direct appeal alleging abuse of discretion due to imposition of excessive sentence.
Appellate	Nease-Propert, Andrea	APP-21-0178	21-0548	Supreme Court WV	State of West Virginia v. Michael Adkins	Direct appeal of probation revocation alleging insufficient evidence.
Appellate	Nease-Propert, Andrea	APP-21-0188	21-0573	Supreme Court WV	State of West Virginia v. Evan Ottey, Jr.	Direct appeal alleging disproportionate sentencing, violation of due process, and misinformation regarding sentencing.
Appellate	Nease-Propert, Andrea	APP-21-0197	21-0588	Supreme Court WV	John David Smith v. Donnie Ames, Superintendent	Habeas appeal alleging failure to appeal denied habeas due to death of counsel.
Appellate	Nease-Propert, Andrea	APP-21-0208	21-0605	Supreme Court WV	Todd Wayne Boyes v. State of West Virginia	Rule 35(a) appeal alleging double jeopardy violation in upholding consecutive sentencing for two like offenses occurring in same transaction.
Appellate	Nease-Propert, Andrea	APP-21-0185	21-0619	Supreme Court WV	State of West Virginia v. Shane Peck	Direct appeal from Kanawha County alleging abuse of discretion for failure to issue findings of fact and conclusions of law regarding motion to rescind the indictment violating Petitioner's due process rights.
Appellate	Nease-Propert, Andrea	APP-21-0195	21-0630	Supreme Court WV	State of West Virginia v. Robert Kramarage	Direct appeal from Berkeley County alleging error in admission of suppressed jail recording after testimony opened door, renewal of all objections to admission of Petitioner's statement, and failure to direct verdict.
Appellate	Nease-Propert, Andrea	APP-21-0196	21-0640	Supreme Court WV	State of West Virginia v. Peter James Wodzinski, Jr.	Direct appeal alleging insufficient evidence, admission of prejudicial exhibits, and error in refusing to give instructions on lesser included offenses.
Appellate	Nease-Propert, Andrea	APP-21-0201	21-0648	Supreme Court WV	Scotty E. Boothe v. Shelby Searls, Superintendent	Habeas appeal alleging error in findings of fact and conclusions of law without evidentiary hearing, ineffective assistance of trial and habeas counsel, conflict of interest of trial and habeas counsel, and various constitutional violations.
Appellate	Nease-Propert, Andrea	APP-21-0199	21-0651	Supreme Court WV	State of West Virginia v. Robert L. Holcomb	Direct appeal alleging insufficient evidence and error in admitting hearsay.
Appellate	Nease-Propert, Andrea	APP-22-0001	21-0669	Supreme Court WV	State of West Virginia v. Heather Musick	Direct appeal alleging insufficient evidence, excessive sentence, ineffective assistance of counsel, and newly discovered evidence.

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Appellate	Nease-Propert, Andrea	APP-21-0212	21-0674	Supreme Court WV	State of West Virginia v. Jaquaylla Kessler	Direct appeal alleging improper admission of victim video statement, insufficient evidence, and newly discovered exculpatory evidence.
Appellate	Nease-Propert, Andrea	APP-21-0205	21-0676	Supreme Court WV	State of West Virginia v. Steven Wayne Funt	Rule 35(a) appeal alleging 2020 amendment to WV recidivist statute was procedural and therefore applicable retroactively to Petitioner.
Appellate	Nease-Propert, Andrea	APP-21-0211	21-0678	Supreme Court WV	State of West Virginia v. Matthew S. Dixon	Direct appeal alleging speedy trial violation, illegal stop, and other errors evidenced by the record.
Appellate	Nease-Propert, Andrea	APP-21-0206	21-0680	Supreme Court WV	Clifton Dent v. Donnie Ames, Superintendent	Habeas appeal alleging abuse of discretion for failure to hold omnibus hearing.
Appellate	Nease-Propert, Andrea	APP-21-0217	21-0695	Supreme Court WV	State of West Virginia v. Anthony William Cartagena	Rule 35(a) appeal alleging error in not receiving credit for time served and credit for good time after revocation of probation.
Appellate	Nease-Propert, Andrea	APP-21-0219	21-0696	Supreme Court WV	State of West Virginia v. William T. Wilfong	Direct appeal alleging W.Va. Code § 61-7-7(a)(3) unconstitutional as void for vagueness and potential impact on the right to bear arms.
Appellate	Nease-Propert, Andrea	APP-21-0220	21-0699	Supreme Court WV	State of West Virginia v. Caleb Tebeau	Direct appeal alleging error in permitting minor victim to testify via closed circuit, admission of PTSD testimony by expert, violation of Miranda rights, insufficiency of evidence, and improper statements by Prosecuting Attorney in closing.
Appellate	Nease-Propert, Andrea	APP-21-0222	21-0713	Supreme Court WV	State of West Virginia v. Herman Catlett	Direct appeal alleging error in denial of motion for re-sentencing and failure to appoint counsel and hold a hearing.
Appellate	Nease-Propert, Andrea	APP-21-0214	21-0717	Supreme Court WV	State of West Virginia v. Phillip N. Keener	Rule 35(a) appeal alleging judicial prejudice (abuse of discretion) in denial of motion. Petitioner seeking credit for time served on home confinement.
Appellate	Nease-Propert, Andrea	APP-21-0224	21-0738	Supreme Court WV	State of West Virginia v. Tremaine Lamar Jackson	Direct appeal alleging Brady violations regarding alternative shooter.
Appellate	Nease-Propert, Andrea	APP-21-0232	21-0749	Supreme Court WV	Earl Conway v. Donnie Ames, Superintendent	Habeas appeal alleging insufficient evidence, disproportionate sentencing, denial of parole, and erroneous sentencing orders.
Appellate	Nease-Propert, Andrea	APP-21-0225	21-0764	Supreme Court WV	State of West Virginia v. Aaron Glen Hoard	Direct appeal alleging cumulative error and insufficient evidence.
Appellate	Nease-Propert, Andrea	APP-21-0227	21-0769	Supreme Court WV	State of West Virginia v. Andrew Douglas Wells	Direct appeal alleging cumulative error, improper jury instructions, 6th Amendment violation, use of illegally obtained statement, and error in broadcasting through "live" microphone to jury sidebar discussion.
Appellate	Nease-Propert, Andrea	APP-21-0229	21-0787	Supreme Court WV	Carl Lockhart v. Donnie Ames, Superintendent	Successive habeas alleging ineffective assistance of counsel.
Appellate	Nease-Propert, Andrea	APP-21-0240	21-0791	Supreme Court WV	State of West Virginia v. Jeremy D. Bartram	Direct appeal alleging error in admitting Rule 404(b) evidence, unconstitutional error in allowing consideration of wanton endangerment, insufficient evidence, error in denial of jury instructions regarding lesser included offenses, and excessive punishment.

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Appellate	Nease-Propser, Andrea	APP-21-0236	21-0793	Supreme Court WV	State of West Virginia v. Bobby J. Criner	Direct appeal alleging error in admitting Petitioner's statement as voluntary.
Appellate	Nease-Propser, Andrea	APP-21-0238	21-0796	Supreme Court WV	State of West Virginia v. Christopher McDonald	Direct appeal alleging disproportionate sentencing.
Appellate	Nease-Propser, Andrea	APP-21-0239	21-0806	Supreme Court WV	State of West Virginia v. Henry Jo Ward	Direct appeal alleging due process violations due to actions of court and prosecution, and ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-21-0247	21-0864	Supreme Court WV	State of West Virginia v. Nathaniel Edward Burroughs	Direct appeal alleging defective indictment and insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-22-0060	21-0873	Supreme Court WV	State of West Virginia v. Micah A. McClain	Certified question regarding the interpretation of W.Va. Code § 17C-4-1.
Appellate	Nease-Propser, Andrea	APP-21-0243	21-0875	Supreme Court WV	State of West Virginia v. Christopher D. Jackson	Direct appeal alleging disproportionate sentencing.
Appellate	Nease-Propser, Andrea	APP-21-0244	21-0876	Supreme Court WV	State of West Virginia v. Charles Lamp, Jr.	Direct appeal alleging ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-21-0246	21-0886	Supreme Court WV	In Re: Douglas Kidd, III	Direct appeal alleging 8th Amendment violations arising from dismissed charges being used against Petitioner as punishment.
Appellate	Nease-Propser, Andrea	APP-21-0261	21-0891	Supreme Court WV	State of West Virginia v. John Henry Miller	Direct appeal challenging whether the filing of an Anders brief compels the Court to undergo its own determination of the issues for appeal.
Appellate	Nease-Propser, Andrea	APP-21-0248	21-0904	Supreme Court WV	State of West Virginia v. D.E.H., Jr.	Direct appeal alleging error considering inappropriate factors and failing to consider requisite factors regarding transfer of juvenile, sentencing of juvenile, and disproportionate sentencing.
Appellate	Nease-Propser, Andrea	APP-22-0023	21-0940	Supreme Court WV	Brian Merchant v. John Anderson, Superintendent	Habeas appeal alleging ineffective assistance of counsel, violation of three-term rule, and illegal use of recidivist to enhance sentence.
Appellate	Nease-Propser, Andrea	APP-21-0250	21-0943	Supreme Court WV	State of West Virginia v. Timothy Maichle	Direct appeal alleging defective indictment and improper jury instruction.
Appellate	Nease-Propser, Andrea	APP-21-0260	21-0964	Supreme Court WV	State of West Virginia v. Keith Allen Wood	Direct appeal alleging error in denial of Petitioner's expert testimony, creation of "Super Witness," denial of redaction of medical records, prejudicial effect of presence of Bikers Against Child Abuse in gallery, double jeopardy violation, improper jury instructions, and abuse of discretion in sentencing.
Appellate	Nease-Propser, Andrea	APP-21-0259	21-0969	Supreme Court WV	State of West Virginia v. Todd Carpenter	Direct appeal alleging error in allowing Petitioner's alleged statement and denial of Petitioner's motion for directed verdict.
Appellate	Nease-Propser, Andrea	APP-21-0257	21-0978	Supreme Court WV	Eric Kell v. Donnie Ames, Superintendent	Habeas appeal alleging abuse of discretion regarding Petitioner's competence.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Nease-Proper, Andrea	APP-22-0008	21-1011	Supreme Court WV	State of West Virginia v. Elizabeth Jane Justice	Direct appeal alleging error in admission of evidence obtained through unlawful search.
Appellate	Nease-Proper, Andrea	APP-22-0006	21-1018	Supreme Court WV	State of West Virginia v. Richard L. Chambers, Jr.	Direct appeal alleging error in allowing Guardian ad Litem to sit with victim during testimony and error in denying indictment and jury verdict for “carbon copy” counts.
Appellate	Nease-Proper, Andrea	APP-22-0009	21-1039	Supreme Court WV	State of West Virginia v. Alexander Thomas Infante	Direct appeal alleging ineffective assistance of counsel.
Appellate	Nease-Proper, Andrea	APP-22-0010	22-0004	Supreme Court WV	State of West Virginia v. James Feaster	Direct appeal alleging error in denial of motion for new trial and insufficiency of evidence.
Appellate	Nease-Proper, Andrea	APP-22-0012	22-0011	Supreme Court WV	Juan Moore v. Donnie Ames, Superintendent	Habeas appeal alleging misapplication of collateral estoppel regarding Counsel’s conflict of interest.
Appellate	Nease-Proper, Andrea	APP-22-0022	22-0013	Supreme Court WV	State of West Virginia v. Keith J. Walker	Direct appeal alleging error in denial of continuance, denial of psychological evaluation of victim, and insufficient evidence.
Appellate	Nease-Proper, Andrea	APP-22-0021	22-0015	Supreme Court WV	State of West Virginia v. Donna L. Wilfong	Direct appeal alleging failure to suppress out-of-court and in-court identification, error in admission of cell phone extraction report, and error in denial of motion for new trial.
Appellate	Nease-Proper, Andrea	APP-22-0020	22-0022	Supreme Court WV	State of West Virginia v. Roger Allen Pettry	Direct appeal alleging error in considering juvenile record for sentencing and finding that Petitioner had a substance abuse problem.
Appellate	Nease-Proper, Andrea	APP-22-0025	22-0023	Supreme Court WV	State of West Virginia v. Charles Lee Finley	Direct appeal alleging misapplication of altered Pseudoephedrine statute.
Appellate	Nease-Proper, Andrea	APP-22-0019	22-0034	Supreme Court WV	State of West Virginia v. Robert Hayes	Direct appeal alleging error in sentencing Petitioner to active incarceration contrary to recommendation by State and motion for probation.
Appellate	Nease-Proper, Andrea	APP-22-0018	22-0042	Supreme Court WV	State of West Virginia v. Brian E. Lyon, II	Direct appeal alleging erroneous jury instruction, insufficient evidence, and inadmissible hearsay testimony.
Appellate	Nease-Proper, Andrea	APP-22-0017	22-0059	Supreme Court WV	Ryan L. Henson v. Donnie Ames, Superintendent	Habeas appeal alleging ineffective assistance of counsel.
Appellate	Nease-Proper, Andrea	APP-22-0032	22-0068	Supreme Court WV	SER Gary Keller v. Honorable Thomas H. Ewing	Writ of Mandamus alleging error in not assigning case to specific judge and unreasonable delay regarding motion for counsel.
Appellate	Nease-Proper, Andrea	APP-22-0015	22-0072	Supreme Court WV	State of West Virginia v. Dylan Rexrode	Direct appeal from Randolph County alleging reversible error in denying motion for directed verdict and imposition of fifty years supervision as excessive and unconstitutional.
Appellate	Nease-Proper, Andrea	APP-22-0016	22-0079	Supreme Court WV	State of West Virginia v. Chester Robert Ulyssess Lilly, III	Direct appeal alleging improper voir dire, prosecutorial misconduct, and ineffective assistance of counsel.

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Appellate	Nease-Propser, Andrea	APP-22-0038	22-0091	Supreme Court WV	Jullian Anthony Scardina v. Russell Maston, Superintendent	Habeas appeal alleging error in denial of Losh list claims.
Appellate	Nease-Propser, Andrea	APP-22-0035	22-0096	Supreme Court WV	State of West Virginia v. Randy Lewis Utt	Direct appeal alleging insufficient evidence of transporting element of kidnapping and confinement/concealment/restraint, failure to produce alleged weapon, juror misconduct, and prosecutorial misconduct.
Appellate	Nease-Propser, Andrea	APP-22-0036	22-0099	Supreme Court WV	State of West Virginia v. Danny Edward Lane	Direct appeal alleging insufficient evidence, cruel and unusual punishment, improper juror selection, trial court misconduct, failure to grant mistrial, denial of expert testimony, and improper jury instructions.
Appellate	Nease-Propser, Andrea	APP-22-0030	22-0104	Supreme Court WV	Omar Deonte Lewis v. Shelby Searls, Superintendent	Habeas appeal alleging violation of due process in failure to hold evidentiary hearing, misapplication of Strickland test, error finding Petitioner unsuccessful in challenge of traffic stop, and impact on guilty plea.
Appellate	Nease-Propser, Andrea	APP-22-0037	22-0107	Supreme Court WV	State of West Virginia v. John William Robinette	Direct appeal alleging error in denial of disqualification motions and interference of Day Report on Petitioner's liberty interest.
Appellate	Nease-Propser, Andrea	APP-22-0042	22-0108	Supreme Court WV	SER Aron Freeland v. Shelby Searls, Superintendent	Original Jurisdiction Habeas appeal alleging judicial conflict of interest, prosecutorial misconduct, violation of 6th and 14th Amendments by denial of independent DNA expert, Brady violations, and 1st Amendment violations.
Appellate	Nease-Propser, Andrea	APP-22-0029	22-0113	Supreme Court WV	State of West Virginia v. David Sullivan	Direct appeal alleging improper indictment, erroneous competency finding, insufficient evidence, error in denying psychological evaluation of victim, disproportionate sentence, and involuntary confession.
Appellate	Nease-Propser, Andrea	APP-22-0039	22-0119	Supreme Court WV	State of West Virginia v. Bruce Edward Bird	Direct appeal alleging disproportionate sentencing and ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-22-0043	22-0147	Supreme Court WV	Timothy Charlton v. Shawn Straughn, Superintendent	Habeas appeal alleging ineffective assistance of counsel regarding error in exclusion of DNA, use of Rule 404(b) evidence, and insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-22-0041	22-0150	Supreme Court WV	State of West Virginia v. Gino Renaldo Estep	Direct appeal alleging error interpreting W.Va. Code § 61-7-10 and admission of evidence seized after Petitioner in custody but not mirandized.
Appellate	Nease-Propser, Andrea	APP-22-0049	22-0153	Supreme Court WV	State of West Virginia v. Charles Wesley Wild	Petition for Writ of Habeas Corpus alleging no grounds as Petitioner is filing for protective stay and abeyance.
Appellate	Nease-Propser, Andrea	APP-22-0047	22-0160	Supreme Court WV	Michael Vess v. Shelby Searls, Superintendent	Habeas appeal alleging ineffective assistance of counsel and failure to test evidence.
Appellate	Nease-Propser, Andrea	APP-22-0046	22-0161	Supreme Court WV	William C. Jordan v. Harvey Hawkins, Superintendent	Habeas appeal alleging error in denying motion to treat habeas petition as writ of coram nobis.
Appellate	Nease-Propser, Andrea	APP-22-0063	22-0164	Supreme Court WV	In Re: S.S.	Juvenile appeal alleging insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-22-0064	22-0175	Supreme Court WV	William T. Widmyer v. Donnie Ames, Superintendent	Habeas appeal alleging error in denial of Rule 60(b) relief, insufficient order regarding findings of fact and conclusions of law, and failure to appoint counsel.

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Appellate	Nease-Proper, Andrea	APP-22-0058	22-0190	Supreme Court WV	State of West Virginia v. Michael Paul Jones	Direct appeal from Putnam County alleging Brady and 4th Amendment violations regarding electronic device information, failure to provide discovery timely, and error in victim testimony after COVID positive.
Appellate	Nease-Proper, Andrea	APP-22-0057	22-0197	Supreme Court WV	State of West Virginia v. Rusty Allen White	Direct appeal alleging error in revocation of supervised release and imposition of 2 years additional incarceration.
Appellate	Nease-Proper, Andrea	APP-22-0065	22-0198	Supreme Court WV	Clayton Eugene Eagle v. George Trent, Superintendent	Habeas appeal alleging error in denial of relief based on the record presented by Petitioner.
Appellate	Nease-Proper, Andrea	APP-22-0059	22-0203	Supreme Court WV	State of West Virginia v. Davide Laquan Hudson, Jr.	Direct appeal alleging error in improper jury selection, prejudicial photo and text evidence, improper Rule 404(b), bias, and Brady violations.
Appellate	Nease-Proper, Andrea	APP-22-0056	22-0210	Supreme Court WV	State of West Virginia v. Leslie Greene	Direct appeal alleging improper jury instructions and violation of 5th Amendment regarding limited cross-examination of witness.
Appellate	Nease-Proper, Andrea	APP-22-0053	22-0219	Supreme Court WV	State of West Virginia v. Shane Eric Hagerman	Direct appeal from McDowell County alleging improper jury selection, improper jury instruction regarding elements of voluntary manslaughter, insufficient evidence, and failure to instruct on self-defense.
Appellate	Nease-Proper, Andrea	APP-22-0066	22-0222	Supreme Court WV	Paul Darren Spinks v. Donnie Ames, Superintendent	Habeas appeal alleging constitutional error, improper jury instruction, ineffective assistance of counsel, and failure to allow expert testimony.
Appellate	Nease-Proper, Andrea	APP-22-0070	22-0235	Supreme Court WV	Jamal Azeez v. Sex Offender Registration Advisory Board	Original Jurisdiction Mandamus alleging newly discovered information and request for summary judgment.
Appellate	Nease-Proper, Andrea	APP-22-0077	22-0238	Supreme Court WV	State of West Virginia v. Douglas Edward Harper	Direct appeal alleging insufficient evidence to support Alford plea.
Appellate	Nease-Proper, Andrea	APP-22-0075	22-0239	Supreme Court WV	State of West Virginia v. David Ray Thomas	Direct appeal alleging improper jury instructions and failure to hold in-camera hearing regarding out of court identification.
Appellate	Nease-Proper, Andrea	APP-22-0072	22-0245	Supreme Court WV	Jeffrey L. Finley v. Donnie Ames	Habeas appeal alleging error in denial of petition based upon res judicata as grounds are unexhausted and ripe for review.
Appellate	Nease-Proper, Andrea	APP-22-0071	22-0246	Supreme Court WV	SER Lemir Baker-Moore v. Donald Ames, Superintendent	Original Jurisdiction Mandamus alleging failure to provide full copy of transcript for preparation of habeas.
Appellate	Nease-Proper, Andrea	APP-22-0076	22-0252	Supreme Court WV	State of West Virginia v. Juan McMutary	Direct appeal alleging illegal seizure, improper enhancement regarding weight of controlled substance, and improper jury deliberation.
Appellate	Nease-Proper, Andrea	APP-22-0084	22-0267	Supreme Court WV	State of West Virginia v. Edward Yeager	Direct appeal alleging error in denial of post-trial motions and any other errors evident upon review of record.
Appellate	Nease-Proper, Andrea	APP-22-0078	22-0273	Supreme Court WV	William Eric Coontz v. Shelby Searls, Superintendent	Habeas appeal alleging ineffective assistance of counsel, breach of plea agreement, and violation of 5th and 14th Amendments.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Nease-Propert, Andrea	APP-22-0103	22-0278	Supreme Court WV	State of West Virginia v. Todd P. Carpenter	Direct appeal alleging failure of court to correct sentence relating to counts 1 and 3.
Appellate	Nease-Propert, Andrea	APP-22-0083	22-0287	Supreme Court WV	State of West Virginia v. David Eugene Eakle	Direct appeal alleging disproportionate sentence and failure to impose alternative sentence.
Appellate	Nease-Propert, Andrea	APP-22-0095	22-0290	Supreme Court WV	State of West Virginia v. Caleb Lee Atkins	Direct appeal alleging improper jury selection and error in admission of Rule 404(b) evidence.
Appellate	Nease-Propert, Andrea	APP-22-0092	22-0295	Supreme Court WV	State of West Virginia v. Daniel Vigil	Direct appeal alleging insufficient evidence.
Appellate	Nease-Propert, Andrea	APP-22-0101	22-0296	Supreme Court WV	Jeffrey Phipps v. Donnie Ames, Superintendent	Habeas appeal alleging error in failure to hold omnibus evidentiary hearing.
Appellate	Nease-Propert, Andrea	APP-22-0093	22-0298	Supreme Court WV	State of West Virginia v. Antoine Lane	Direct appeal alleging disproportionate sentencing.
Appellate	Nease-Propert, Andrea	APP-22-0098	22-0301	Supreme Court WV	Brian Morgan v. Jonathan Frame, Superintendent	Habeas corpus appeal. Parties are awaiting a decision.
Appellate	Nease-Propert, Andrea	APP-22-0096	22-0314	Supreme Court WV	State of West Virginia v. Celina Sansone	Direct appeal alleging ineffective assistance of counsel, improper jury instructions, Brady violation, insufficient evidence, speedy trial violation, and due process violations.
Appellate	Nease-Propert, Andrea	APP-22-0079	22-0318	Supreme Court WV	SER Lemir Baker-Moore v. Perri J. DeChristopher	Original Jurisdiction Mandamus alleging destruction of evidence, failure to provide discovery, and misconduct by the State.
Appellate	Nease-Propert, Andrea	APP-22-0080	22-0320	Supreme Court WV	State of West Virginia v. Aaron Franklin Edwards	Direct appeal alleging ex post facto violation regarding application of post-trial supervision and failure to notify of terms and conditions.
Appellate	Nease-Propert, Andrea	APP-22-0100	22-0321	Supreme Court WV	Jonathan W. Physioc v. Donald Ames, Superintendent	Habeas appeal alleging arbitrary and capricious sentence for robbery conviction.
Appellate	Nease-Propert, Andrea	APP-22-0090	22-0328	Supreme Court WV	David M. Wasanyi v. Randall Mutter, Superintendent	Habeas appeal alleging lack of jurisdiction over federal charges, illegal search and seizure, illegal indictment, and ineffective assistance of counsel.
Appellate	Nease-Propert, Andrea	APP-22-0102	22-0337	Supreme Court WV	State of West Virginia v. Samuel Lee Donaldson, Jr.	Direct appeal alleging ineffective assistance of counsel.
Appellate	Nease-Propert, Andrea	APP-22-0086	22-0339	Supreme Court WV	In Re: Cody Hall	Direct appeal alleging denial of expungement inappropriate.
Appellate	Nease-Propert, Andrea	APP-22-0106	22-0344	Supreme Court WV	State of West Virginia v. Shane Andrew Miller	Direct appeal alleging insufficient evidence, Rule 404(b) issues, error in admission of flight evidence, improper jury instructions, and error in denial of post-trial motions.

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Appellate	Nease-Propser, Andrea	APP-22-0107	22-0355	Supreme Court WV	State of West Virginia v. Joseph Stephens	Direct appeal alleging insufficient evidence, improper jury instruction regarding lesser included offenses, and error in excluding witness testimony.
Appellate	Nease-Propser, Andrea	APP-22-0111	22-0356	Supreme Court WV	State of West Virginia v. Gary Smith, II	Direct appeal alleging ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-22-0104	22-0363	Supreme Court WV	State of West Virginia v. Christopher James Cody	Direct appeal alleging error in denial of motion to suppress as Petitioner did not consent.
Appellate	Nease-Propser, Andrea	APP-22-0105	22-0367	Supreme Court WV	Lotta Gray v. State of West Virginia and Honorable Harry L. Snow	Direct appeal alleging denial of mandamus as violation of due process relating to quashing of subpoena.
Appellate	Nease-Propser, Andrea	APP-22-0113	22-0369	Supreme Court WV	State of West Virginia v. Godfrey Eugene Warren	Direct appeal from Jefferson County alleging insufficiency of evidence, failure to postpone trial due to Defendant's impairment on last day of trial, error in denial of Co-Defendant's motion to suppress seized weapon, and erroneous interpretation of West Virginia Code.
Appellate	Nease-Propser, Andrea	APP-22-0114	22-0375	Supreme Court WV	State of West Virginia v. Bernard Echols	Rule 35(a) appeal alleging error in enhancement of sentence.
Appellate	Nease-Propser, Andrea	APP-22-0110	22-0381	Supreme Court WV	SER James M. Law v. Joseph Wood, Superintendent	Original Jurisdiction Habeas appeal alleging error in application of recidivist statute.
Appellate	Nease-Propser, Andrea	APP-22-0121	22-0392	Supreme Court WV	DeAndre Moore v. Shelby Searls, Superintendent	Habeas appeal alleging ineffective assistance of counsel, failure to hold full omnibus hearing, and abuse of discretion in failing to fully consider evidence.
Appellate	Nease-Propser, Andrea	APP-22-0118	22-0399	Supreme Court WV	SER Charles Bruce Franklin v. Rachel Romano	Original Jurisdiction Mandamus alleging failure of Harrison County Prosecutor to indict Petitioner.
Appellate	Nease-Propser, Andrea	APP-22-0120	22-0402	Supreme Court WV	John Hedrick v. Donnie Ames, Superintendent	Habeas appeal alleging ineffective assistance of counsel and disproportionate sentencing.
Appellate	Nease-Propser, Andrea	APP-22-0115	22-0403	Supreme Court WV	State of West Virginia v. Caleb James Sidun	Direct appeal alleging insufficient evidence, improper jury selection due to bias, ineffective assistance of counsel, and error in failing to grant mistrial.
Appellate	Nease-Propser, Andrea	APP-22-0119	22-0412	Supreme Court WV	State of West Virginia v. Corey Nipper	Original Jurisdiction Mandamus alleging failure of Prosecutor to indict Petitioner.
Appellate	Nease-Propser, Andrea	APP-23-0029	22-0420	Supreme Court WV	Kevin Hamill v. Donnie Ames, Superintendent	Habeas appeal from Berkeley County alleging ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-22-0117	22-0421	Supreme Court WV	State of West Virginia v. Clinton James Knotts	Direct appeal alleging failure to suppress evidence acquired through defective search warrants, error granting State's motion to sever trial, insufficient evidence, and failure to follow recidivist procedure.
Appellate	Nease-Propser, Andrea	APP-22-0127	22-0444	Supreme Court WV	SER Jeremy Kiser v. South Central Regional Jail	Original Jurisdiction Habeas alleging double jeopardy, improper grand jury, unlawful evaluation, and refusal of Pre-Sentence Investigation.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Nease-Proper, Andrea	APP-22-0128	22-0451	Supreme Court WV	Fredrico M. Hatcher v. Donald Ames, Superintendent	Habeas appeal alleging error in denial of Rule 60(b) motion without adequate findings of fact and conclusions of law.
Appellate	Nease-Proper, Andrea	APP-22-0129	22-0460	Supreme Court WV	State of West Virginia v. Nicole L. Semans	Direct appeal alleging improper jury instruction.
Appellate	Nease-Proper, Andrea	APP-22-0130	22-0465	Supreme Court WV	State of West Virginia v. Elmer M. Mills	Direct appeal. No assignments of error alleged in Notice of Appeal.
Appellate	Nease-Proper, Andrea	APP-22-0133	22-0467	Supreme Court WV	State of West Virginia v. Andrew Jackson McCauley, Jr.	Direct appeal alleging insufficiency of evidence, improper expert testimony, error in admission of texts, and denial of change of venue.
Appellate	Nease-Proper, Andrea	APP-22-0131	22-0472	Supreme Court WV	State of West Virginia v. David J. Markley	Direct appeal alleging disproportionate sentencing.
Appellate	Nease-Proper, Andrea	APP-22-0134	22-0477	Supreme Court WV	State of West Virginia v. Nicholas Avory Cook	Direct appeal alleging error in denial of probation and disproportionate sentencing.
Appellate	Nease-Proper, Andrea	APP-22-0132	22-0486	Supreme Court WV	State of West Virginia v. Todd Wesley Clutter	Direct appeal alleging error in approving magistrate court actions as lawful during closing argument.
Appellate	Nease-Proper, Andrea	APP-22-0137	22-0505	Supreme Court WV	State of West Virginia v. Brandon B. Watts	Direct appeal alleging insufficient evidence.
Appellate	Nease-Proper, Andrea	APP-22-0140	22-0513	Supreme Court WV	Reginald Kelly v. Carl Aldridge, Superintendent	Habeas appeal alleging ineffective assistance of counsel, prosecutorial misconduct, and evidence discrepancies and fabrication.
Appellate	Nease-Proper, Andrea	APP-23-0032	22-0514	Supreme Court WV	Carl Magee v. Donnie Ames, Superintendent	Habeas appeal alleging error in summary denial of omnibus hearing.
Appellate	Nease-Proper, Andrea	APP-22-0162	22-558	Supreme Court WV	SER David Vashawn Reasby v. Honorable Mark E. Wills	Original Jurisdiction Prohibition alleging error in denial of motion to dismiss Habitual Offender Information.
Appellate	Nease-Proper, Andrea	APP-22-0143	22-566	Supreme Court WV	State of West Virginia v. Danny P. Schoolcraft	Direct appeal alleging failure to show intent and insufficient indictment.
Appellate	Nease-Proper, Andrea	APP-22-0155	22-568	Supreme Court WV	Robert Hacker v. Ralph Terry, Warden	Habeas appeal alleging defective indictment, violation of Miranda, improper sentence, Brady violations, perjured testimony, double jeopardy, and ineffective assistance of counsel.
Appellate	Nease-Proper, Andrea	APP-22-0144	22-596	Supreme Court WV	State of West Virginia v. Freddy D. Bostic	Direct appeal alleging involuntary plea, illegal sentence, and miscalculation of good time.
Appellate	Nease-Proper, Andrea	APP-22-0154	22-600	Supreme Court WV	SER James Degasperin v. Donnie Ames, Superintendent	Habeas appeal from Preston County alleging abuse of discretion in denying relief on all claims and denying additional expert testimony.

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Appellate	Nease-Proper, Andrea	APP-22-0151	22-607	Supreme Court WV	State of West Virginia v. Angel Alberta Estep	Direct appeal alleging illegal search, insufficient evidence, improper jury charge and instructions, double jeopardy violation, error in failure to impose alternative sentencing, and improper jury selection.
Appellate	Nease-Proper, Andrea	APP-22-0157	22-608	Supreme Court WV	State of West Virginia v. Trevor Lee Hicklin	Direct appeal from Grant County alleging abuse of discretion in failing to impose alternative sentencing and error in allowing Guardian ad Litem to offer sentencing recommendation.
Appellate	Nease-Proper, Andrea	APP-22-0159	22-644	Supreme Court WV	State of West Virginia v. Saul Vega	Direct appeal alleging prosecutorial misconduct and jury impartiality damaged by news article.
Appellate	Nease-Proper, Andrea	APP-22-0158	22-646	Supreme Court WV	State of West Virginia v. N.K.M.	Direct appeal alleging ineffective assistance of counsel and error in denial of alternative sentencing or placement in youthful offender program.
Appellate	Nease-Proper, Andrea	APP-22-0149	22-653	Supreme Court WV	SER Edward Spaulding v. Honorable Lora Dyer, Judge	Original Jurisdiction Prohibition alleging insufficient indictment.
Appellate	Nease-Proper, Andrea	APP-22-0138	22-660	Supreme Court WV	State of West Virginia v. Amanda N. Morrison	Direct appeal alleging disproportionate and illegal sentence.
Appellate	Nease-Proper, Andrea	APP-22-0173	22-665	Supreme Court WV	State of West Virginia v. Richard R. Ruffner	Direct appeal from Berkeley County alleging error in failing to impose alternative sentence.
Appellate	Nease-Proper, Andrea	APP-22-0175	22-667	Supreme Court WV	State of West Virginia v. David Bumgarner	Direct appeal alleging improper jury instruction regarding duress, limitation on defense closing argument, and judicial misconduct through jury instructions.
Appellate	Nease-Proper, Andrea	APP-22-0177	22-672	Supreme Court WV	State of West Virginia v. Rachel Adkins	Direct appeal alleging breach of plea agreement regarding home confinement.
Appellate	Nease-Proper, Andrea	APP-22-0176	22-676	Supreme Court WV	State of West Virginia v. Amanda Massie	Direct appeal from Greenbrier County alleging error in jury instruction regarding self-defense, admission of reputation as evidence, misstatement of unanimous verdict, and insufficient evidence.
Appellate	Nease-Proper, Andrea	APP-22-0213	22-682	Supreme Court WV	State of West Virginia v. B.W.	Direct appeal from Raleigh County alleging insufficient evidence.
Appellate	Nease-Proper, Andrea	APP-22-0197	22-683	Supreme Court WV	State of West Virginia v. Joshua Marcellus Phillips	Direct appeal alleging insufficient evidence.
Appellate	Nease-Proper, Andrea	APP-22-0194	22-685	Supreme Court WV	State of West Virginia v. Kirsten Nicole Wetzel	Direct appeal of Rule 35(a) alleging error in denial of good time credit.
Appellate	Nease-Proper, Andrea	APP-22-0211	22-691	Supreme Court WV	State of West Virginia v. Marlow Parsons	Direct appeal alleging disproportionate sentence imposed for violation of supervised release.
Appellate	Nease-Proper, Andrea	APP-22-0171	22-693	Supreme Court WV	State of West Virginia v. Russell Weis	Direct appeal alleging abuse of discretion in finding Petitioner violated supervised release rules regarding residence and possession of obscene material and disproportionate sentence imposed.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Nease-Propser, Andrea	APP-22-0223	22-704	Supreme Court WV	Joshua Dewayne Plante v. Donald F. Ames, Superintendent	Habeas appeal alleging ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-22-0170	22-705	Supreme Court WV	State of West Virginia v. Julie Browning	Direct appeal alleging failure to conduct McGinnis hearing.
Appellate	Nease-Propser, Andrea	APP-23-0018	22-706	Supreme Court WV	State of West Virginia v. Richard Dane Small	Direct appeal alleging error in failure to give notice of Co-Defendant's West Virginia Rules of Evidence Rule 404(b) disclosure, Miranda violation, improper closing argument statement, and failure to sever.
Appellate	Nease-Propser, Andrea	APP-22-0196	22-710	Supreme Court WV	State of West Virginia v. Marty L. Browning	Direct appeal alleging jurisdictional error, violation of speedy trial, and confrontation clause violation.
Appellate	Nease-Propser, Andrea	APP-22-0164	22-711	Supreme Court WV	State of West Virginia v. Leonard Dale Varner, Jr.	Direct appeal alleging error in failing to impose probation.
Appellate	Nease-Propser, Andrea	APP-22-0163	22-715	Supreme Court WV	Michael Hodge v. Donnie Ames, Superintendent	Habeas appeal alleging error in denial of omnibus hearing and failure to appoint counsel.
Appellate	Nease-Propser, Andrea	APP-22-0166	22-717	Supreme Court WV	SER Lemir Baker-Moore v. Donnie Ames, Superintendent	Original Jurisdiction Mandamus alleging error in denial of providing full and complete copy of transcript for habeas petition.
Appellate	Nease-Propser, Andrea	APP-22-0168	22-718	Supreme Court WV	Tex G. Holbrook, II v. Honorable Thomas Ewing, Judge of the Circuit Court of Fayette County, et al.	Original Jurisdiction Mandamus requesting permission to present complaint to grand jury.
Appellate	Nease-Propser, Andrea	APP-22-0189	22-719	Supreme Court WV	State of West Virginia v. Sherie M. Titchenell	Direct appeal alleging court lacked subject matter jurisdiction, violation of confrontation clause, and admission of Rule 404(b) evidence.
Appellate	Nease-Propser, Andrea	APP-24-0206	22-720	Supreme Court WV	David Ballard, Warden v. Johnny Ray Miller	Raleigh County appeal of Grant of Habeas relief.
Appellate	Nease-Propser, Andrea	APP-22-0190	22-724	Supreme Court WV	Eric Corder v. Shawn Straughn, Superintendent	Habeas appeal from Randolph County alleging plea was involuntary and not intelligently made.
Appellate	Nease-Propser, Andrea	APP-22-0178	22-725	Supreme Court WV	Gregory A. Smith v. Shawn Straughn, Superintendent	Habeas appeal alleging abuse of discretion in denial of limited discovery.
Appellate	Nease-Propser, Andrea	APP-22-0192	22-728	Supreme Court WV	State of West Virginia v. Jeremy Thomas Allen	Direct appeal alleging failure to abide by plea agreement and improper sentencing.
Appellate	Nease-Propser, Andrea	APP-22-0199	22-740	Supreme Court WV	State of West Virginia v. Gerard Maxwell	Direct appeal alleging error in admission of hearsay, failure to instruct on impeachment, denial of new trial motion due to newly discovered evidence, and witness fraud during grand jury proceedings.
Appellate	Nease-Propser, Andrea	APP-23-0016	22-741	Supreme Court WV	SER Michael E. Brown v. Honorable Paul T. Farrell	Original Jurisdiction Mandamus from Cabell County requesting production of documents relating to witness testimony and grand jury minutes.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Nease-Proper, Andrea	APP-22-0185	22-743	Supreme Court WV	SER Michael E. Brown v. Honorable Paul T. Farrell	Original Jurisdiction Prohibition from Cabell County alleging error in denial of motion to disqualify judge.
Appellate	Nease-Proper, Andrea	APP-22-0191	22-749	Supreme Court WV	SER Richard Lawson v. Donald F. Ames, Superintendent	Habeas appeal from Wood County alleging error in applying res judicata doctrine and failure to issue findings of fact and conclusions of law.
Appellate	Nease-Proper, Andrea	APP-23-0017	22-756	Supreme Court WV	Andrew Miller v. State of West Virginia	Summary petition for bail alleging abuse of discretion in denial of reconsideration for bail.
Appellate	Nease-Proper, Andrea	APP-22-0184	22-761	Supreme Court WV	State of West Virginia v. Ronald Edwin Lee	Direct appeal alleging unlawful arrest based upon false statement.
Appellate	Nease-Proper, Andrea	APP-22-0183	22-762	Supreme Court WV	State of West Virginia v. Nathan Cortez Duncan	Direct appeal alleging error in denial of Rule 35(b) motion and failing to issue findings of fact and conclusions of law.
Appellate	Nease-Proper, Andrea	APP-22-0195	22-764	Supreme Court WV	State of West Virginia v. Desmond Clark	Direct appeal alleging due process violation in denial of resentencing for direct appeal purposes.
Appellate	Nease-Proper, Andrea	APP-22-0217	22-768	Supreme Court WV	SER Derrick Henley v. State of WV and Joseph Wood, Superintendent, North Central Regional Jail	Original Jurisdiction Habeas appeal alleging violation of two-term rule. Petitioner also filed motion for bail embedded in petition.
Appellate	Nease-Proper, Andrea	APP-22-0188	22-771	Supreme Court US	State of West Virginia v. Bradley Rohrbach	Direct appeal alleging insufficient evidence and error in denial of motion to suppress vehicle stop evidence.
Appellate	Nease-Proper, Andrea	APP-22-0209	22-774	Supreme Court WV	Shane Miller v. Karen Pszczolkowski, Superintendent	Habeas appeal from Harrison County alleging error in failing to reinstate right to appeal revocation and ineffective assistance of counsel.
Appellate	Nease-Proper, Andrea	APP-22-0215	22-776	Supreme Court WV	State of West Virginia v. Fred Lindsey Badger	Direct appeal alleging abuse of discretion by denying alternative sentence.
Appellate	Nease-Proper, Andrea	APP-22-0218	22-791	Supreme Court WV	State of West Virginia v. Susan Shepherd	Direct appeal alleging insufficient evidence and failure to give credit for time served on home confinement.
Appellate	Nease-Proper, Andrea	APP-22-0206	22-792	Supreme Court WV	State of West Virginia v. John Gerard Bendana	Direct appeal alleging error in admission of evidence obtained during illegal detention.
Appellate	Nease-Proper, Andrea	APP-22-0205	22-793	Supreme Court WV	State of West Virginia v. Edward Jeffers	Direct appeal alleging error in denial of motion for change of venue.
Appellate	Nease-Proper, Andrea	APP-22-0219	22-794	Supreme Court WV	State of West Virginia v. Isiah Lee	Direct appeal alleging error in imposition of incarceration and denial of alternative sentence.
Appellate	Nease-Proper, Andrea	APP-23-0013	22-803	Supreme Court WV	State of West Virginia ex rel. T.M. v. Honorable David J. Sims and the State of West Virginia	Original Jurisdiction Prohibition alleging court exceeded authority in denial of West Virginia Rules of Criminal Procedure Rule 35, due to lack of jurisdiction.

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Appellate	Nease-Propser, Andrea	APP-22-0214	22-808	Supreme Court WV	Christopher Spears v. Shelby Searls, Warden	Habeas appeal from Boone County alleging ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-22-0212	22-809	Supreme Court WV	State of West Virginia v. Kelly Marie Tusing	Direct appeal alleging error in recommendation that Petitioner serve actual life sentence.
Appellate	Nease-Propser, Andrea	APP-22-0208	22-810	Supreme Court WV	SER Aron Freeland v. R.S. Mutter	Original Jurisdiction Habeas appeal alleging inordinate delay violating due process.
Appellate	Nease-Propser, Andrea	APP-22-0148	22-819	Supreme Court WV	SER John Cain v. Donnie Ames, Superintendent	Original Jurisdiction Habeas alleging disproportionality of sentence imposed, improper interpretation of determinate sentences for certain sexual offenses, and denial of parole eligibility.
Appellate	Nease-Propser, Andrea	APP-22-0204	22-823	Supreme Court WV	State of West Virginia v. Kenny Allan Lumeyer	Direct appeal alleging abuse of discretion in imposing consecutive sentences and zero days of credit for time served.
Appellate	Nease-Propser, Andrea	APP-23-0060	22-835	Supreme Court WV	State of West Virginia v. Kenneth E. O'Neal	Direct appeal alleging disproportionate penalty arising from revocation of extended supervision.
Appellate	Nease-Propser, Andrea	APP-22-0220	22-836	Supreme Court WV	State of West Virginia v. M.J.	Direct appeal from Fayette County alleging error in admission of expert testimony, error in denying expert testimony regarding Child Advocate Center interview, improper voir dire, and insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-23-0063	22-858	Supreme Court WV	State of West Virginia v. A.M.	Direct appeal from Kanawha County alleging insufficient evidence, improper witness testimony, and Miranda violation.
Appellate	Nease-Propser, Andrea	APP-23-0031	22-860	Supreme Court WV	State of West Virginia v. Cody Bitner	Direct appeal alleging double jeopardy violation and cruel and unusual punishment.
Appellate	Nease-Propser, Andrea	APP-23-0064	22-866	Supreme Court WV	State of West Virginia v. Robert Quinn	Direct appeal alleging disproportionate sentencing.
Appellate	Nease-Propser, Andrea	APP-23-0062	22-868	Supreme Court WV	State of West Virginia v. Zachary A. Sandy	Direct appeal alleging cruel and unusual punishment for failure to grant alternative sentencing.
Appellate	Nease-Propser, Andrea	APP-23-0061	22-870	Supreme Court WV	State of West Virginia v. Richard Waters	Direct appeal from Roane County alleging error in denying motion to continue based on failure of defense witness to appear, ineffective assistance of counsel, admission of West Virginia Rules of Evidence Rule 403 evidence, and improper jury selection.
Appellate	Nease-Propser, Andrea	APP-23-0059	22-877	Supreme Court WV	State of West Virginia v. Lewis Jonathan Blake Williams	Direct appeal alleging insufficient evidence, improper comments by State in opening statement, defective indictment, variance in trial evidence from discovery, and prejudice arising from limiting questioning of Complainant regarding relationship with Petitioner.
Appellate	Nease-Propser, Andrea	APP-23-0055	22-882	Supreme Court WV	State of West Virginia v. Seth Allen McDermott	Direct appeal alleging error revoking probation and imposing original sentence.
Appellate	Nease-Propser, Andrea	APP-23-0065	22-886	Supreme Court WV	State of West Virginia v. Christopher Jackson	Rule 35(b) appeal alleging error in failing to consider alternative sentencing.

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Appellate	Nease-Proper, Andrea	APP-23-0001	22-889	Supreme Court WV	SER Aron Freeland v. Honorable Cindy Scott	Original Jurisdiction Mandamus from Monongalia County alleging error in failure to provide transcript and ineffective assistance of counsel combined with vindictive prosecution equating to structural error.
Appellate	Nease-Proper, Andrea	APP-23-0068	22-895	Supreme Court WV	State of West Virginia v. Douglas Joseph Greene	Direct appeal alleging error in admission of body cam video, admission of Petitioner's statement, suppression of witness testimony, and jury mistake on verdict form.
Appellate	Nease-Proper, Andrea	APP-23-0067	22-899	Supreme Court WV	SER Michael E. Brown v. Shawn Straughn, Superintendent	Habeas appeal from Cabell County alleging abuse of discretion in summary dismissal, failure to issue proper order, and error in failing to disqualify judge.
Appellate	Nease-Proper, Andrea	APP-23-0070	22-901	Supreme Court WV	State of West Virginia v. Scott Michael Hundley	Direct appeal alleging error in admission of Petitioner's illegal statement, improper prosecutorial remarks during closing, improper jury instruction, suppression of witness testimony, and insufficient evidence.
Appellate	Nease-Proper, Andrea	APP-23-0069	22-902	Supreme Court WV	State of West Virginia v. Jason Williams Gibbons	Direct appeal alleging abuse of discretion in imposing sentence.
Appellate	Nease-Proper, Andrea	APP-23-0057	22-903	Supreme Court WV	SER Tex G. Holbrook, II v. State of West Virginia	Habeas appeal from Fayette County alleging error in failing to consider all the facts regarding Petitioner's motion to present to grand jury and motion to dismiss indictment, and new Brady evidence associated with Writ of Mandamus.
Appellate	Nease-Proper, Andrea	APP-23-0058	22-905	Supreme Court WV	SER Gerald Wayne Jako, Jr. v. Hon. Jason A. Cuomo, Judge of the Circuit Court of Ohio County	Original Jurisdiction Mandamus alleging error in imposition of payment of restitution and failure to provide requested documents.
Appellate	Nease-Proper, Andrea	APP-23-0014	22-921	Supreme Court WV	SER Catie Wilkes Delligatti, Prosecuting Attorney of Berkeley County v. Honorable Bridget Cohee	Original Jurisdiction Prohibition from Berkeley County alleging court erred in dismissal of defective information.
Appellate	Nease-Proper, Andrea	APP-23-0044	22-924	Supreme Court US	SER Jeremy Kiser v. Honorable Maryclaire Akers	Original Jurisdiction Mandamus from Kanawha County alleging error in failing to compute and award good time.
Appellate	Nease-Proper, Andrea	APP-23-0023	22-931	Supreme Court WV	Robert M. Lee v. R.S. Mutter, Superintendent	Habeas appeal alleging insufficient evidence, disproportionate sentencing, ineffective assistance of counsel, and error in assessment of fees.
Appellate	Nease-Proper, Andrea	APP-23-0024	22-935	Supreme Court WV	State of West Virginia v. Samuel Ellison	Direct appeal alleging abuse of discretion in denial of Rule 35 motion.
Appellate	Nease-Proper, Andrea	APP-23-0015	22-936	Supreme Court WV	SER Andrew Wayne Miller v. David Young, Superintendent	Original Jurisdiction Raleigh County Habeas alleging insufficient evidence and admission of hearsay testimony.
Appellate	Nease-Proper, Andrea	APP-23-0025	22-938	Supreme Court WV	State of West Virginia v. Cody Brautigam	Direct appeal alleging error in revocation of supervised release.
Appellate	Nease-Proper, Andrea	APP-23-0085	22-941	Supreme Court WV	State of West Virginia v. Duane Leroy Eckard	Direct appeal alleging error in denial of motion to modify court costs and fees.
Appellate	Nease-Proper, Andrea	APP-23-0021	22-950	Supreme Court WV	State of West Virginia v. Charles Wilbert Cook, Jr.	Direct appeal alleging disproportionate sentencing.

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Appellate	Nease-Propert, Andrea	APP-23-0027	22-951	Supreme Court WV	State of West Virginia v. Ricardo Jermaine Jennings	Direct appeal alleging disproportionate sentencing.
Appellate	Nease-Propert, Andrea	APP-22-0161	22-ICA-121	Intermediate Court of Appeals – WV	Folsie In Re: Application for Grand Jury Presentment	Direct appeal. Specific errors are not articulated in petition.
Appellate	Nease-Propert, Andrea	APP-22-0165	22-ICA-122	Intermediate Court of Appeals – WV	In Re: Petition of D.K. for Expungement of Record	Direct appeal alleging error in declining petition based on misapprehension of law.
Appellate	Nease-Propert, Andrea	APP-23-0105	23-103	Supreme Court WV	State of West Virginia v. Jedidiah Lazear Velas	Direct appeal alleging error in imposing extended supervised release.
Appellate	Nease-Propert, Andrea	APP-23-0080	23-105	Supreme Court WV	Cody Dale Foster v. Shelby Searls, Superintendent, Huttonsville Correctional Center	Habeas appeal alleging error in finding no constitutional errors regarding plea agreement, failure to recognize ineffective assistance of counsel, and double jeopardy violation.
Appellate	Nease-Propert, Andrea	APP-23-0115	23-106	Supreme Court WV	State of West Virginia v. Argie L. Jeffers, Sr.	Direct appeal from Cabell County alleging error in denial of jury view, admission of 9-1-1 calls, denial of voluntary manslaughter instruction, and failure to prepare Pre-Sentence Investigation report.
Appellate	Nease-Propert, Andrea	APP-23-0112	23-107	Supreme Court WV	William Ballenger v. Robin Miller, Superintendent	Habeas appeal alleging error in using prior Kentucky charge as basis for recidivist, ineffective assistance of counsel, and cumulative error.
Appellate	Nease-Propert, Andrea	APP-23-0096	23-120	Supreme Court WV	State of West Virginia v. Sean Allen Taylor	Direct appeal alleging error in denial of motion to suppress traffic stop findings.
Appellate	Nease-Propert, Andrea	APP-23-0099	23-129	Supreme Court WV	Henry Wayne Johnston v. Donald Ames, Superintendent	Habeas appeal alleging ineffective assistance of counsel and confrontation clause violation.
Appellate	Nease-Propert, Andrea	APP-23-0054	23-13	Supreme Court WV	State of West Virginia v. Brian Allen Merchant Jones	Direct appeal from Marion County alleging error in admission of hearsay and flight evidence, and insufficient evidence.
Appellate	Nease-Propert, Andrea	APP-23-0120	23-136	Supreme Court WV	State of West Virginia v. Danny Burrows	Direct appeal alleging insufficient evidence; filed as West Virginia Rules of Appellate Procedure Rule 10(c)10(b).
Appellate	Nease-Propert, Andrea	APP-23-0005	23-141	Supreme Court WV	State of West Virginia v. Samuel Thomas Workman	Direct appeal alleging involuntary and unknowing plea due to imposition of extended supervised release and due process violation arising from child abuse registration requirement.
Appellate	Nease-Propert, Andrea	APP-23-0006	23-145	Supreme Court WV	SER Jesse R. Miller v. Honorable Paul M. Blake, Judge of the Circuit Court of Fayette County and the State of West Virginia	Original Jurisdiction Prohibition alleging double jeopardy arising from plea to Fleeing entered in Raleigh County and trial on Fleeing with Reckless Indifference charge in Fayette County.
Appellate	Nease-Propert, Andrea	APP-23-0083	23-154	Supreme Court WV	State of West Virginia v. Jeffrey Todd Hoskins	Direct appeal alleging ineffective assistance of counsel and contradictory jury findings regarding mens rea.
Appellate	Nease-Propert, Andrea	APP-23-0042	23-155	Supreme Court WV	SER State of West Virginia v. Honorable Susan Tucker	Original Jurisdiction Prohibition from Monongalia County alleging error in dismissal of indictments.

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Appellate	Nease-Propser, Andrea	APP-23-0088	23-157	Supreme Court WV	State of West Virginia v. Julius Neal Nicholas	Direct appeal alleging error in denial of Rule 35(a) motion construed as Rule 35(b).
Appellate	Nease-Propser, Andrea	APP-23-0098	23-160	Supreme Court WV	State of West Virginia v. Nathan Dolen	Direct appeal alleging illegal vehicle search, error in admission of cell phone plotting data, improper jury selection, and insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-23-0009	23-166	Supreme Court WV	SER Steven Foster v. Honorable Alfred E. Ferguson and Shawn Straughn, Superintendent	Original Jurisdiction Prohibition from Cabell County alleging judicial misconduct.
Appellate	Nease-Propser, Andrea	APP-23-0049	23-17	Supreme Court WV	State of West Virginia v. Dekotis E. Thomas	Direct appeal alleging error in statements made at sentencing hearing.
Appellate	Nease-Propser, Andrea	APP-23-0097	23-170	Supreme Court WV	State of West Virginia v. Gary A. Thomas	Direct appeal alleging three-term violation, error in admitting Petitioner's statement and West Virginia Rules of Evidence Rule 404(b) evidence, defective indictment, and refusal of jury instruction regarding definition of "engages".
Appellate	Nease-Propser, Andrea	APP-23-0010	23-18	Supreme Court WV	State of West Virginia v. Richard A. Kavazanjian	Rule 35(b) appeal alleging ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-23-0090	23-181	Supreme Court WV	Richard B. McNemar v. Russell Matson, Superintendent	Habeas appeal alleging 8th Amendment violation arising from imposition of supervised release.
Appellate	Nease-Propser, Andrea	APP-23-0117	23-182	Supreme Court WV	State of West Virginia v. Darryl Harvey	Direct appeal alleging error in consideration of improper factors in sentencing.
Appellate	Nease-Propser, Andrea	APP-23-0091	23-184	Supreme Court WV	State of West Virginia v. Lawrence Foye	Direct appeal alleging error in failing to apply the required burden of proof and revoking home confinement.
Appellate	Nease-Propser, Andrea	APP-23-0045	23-19	Supreme Court WV	State of West Virginia v. Darrell Wesley Hazelwood	Direct appeal from Mercer County alleging insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-23-0093	23-193	Supreme Court WV	State of West Virginia v. Robert L. Shingleton	Direct appeal alleging excessive and disproportionate sentencing.
Appellate	Nease-Propser, Andrea	APP-23-0094	23-195	Supreme Court WV	State of West Virginia v. Richard William Donaldson	Direct appeal from Jefferson County alleging insufficient evidence and error in admission of Child Advocate Center interview.
Appellate	Nease-Propser, Andrea	APP-23-0095	23-198	Supreme Court WV	James Whitlow v. Donnie Ames, Superintendent	Habeas appeal alleging error in denial of writ without omnibus hearing.
Appellate	Nease-Propser, Andrea	APP-23-0048	23-20	Supreme Court WV	State of West Virginia v. Brian Barnes	Direct appeal alleging defective indictment, admission of interrogation of Petitioner, and insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-23-0100	23-203	Supreme Court WV	Jamie Miller v. Donnie Ames, Superintendent, Mt. Olive Correctional Complex	Habeas appeal alleging error in failing to appoint habeas counsel, actual innocence, improper jury instructions, ineffective assistance of counsel, and insufficient evidence.

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Appellate	Nease-Propser, Andrea	APP-23-0122	23-205	Supreme Court WV	Michael Ian Palmer v. Donnie Ames, Superintendent	Habeas appeal alleging ineffective assistance of counsel, defective indictment, and prosecutorial misconduct.
Appellate	Nease-Propser, Andrea	APP-23-0119	23-206	Supreme Court WV	William B. Murray v. Shawn Straughn, Superintendent	Habeas appeal alleging ineffective assistance of counsel and insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-23-0101	23-207	Supreme Court WV	Richard B. Fleming v. Donnie Ames, Superintendent	Habeas appeal from Marion County alleging error in failure to require Prosecuting Attorney to re-offer plea and ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-23-0216	23-213	Supreme Court WV	SER Reginald Ward, Jr. v. The Honorable Bridget Cohee, Judge of the Circuit Court of Berkeley County	Original Jurisdiction Prohibition alleging court exceeded authority in establishing protective order.
Appellate	Nease-Propser, Andrea	APP-23-0121	23-220	Supreme Court WV	SER Carl Vance Waites v. Joseph Wood, Superintendent	Original Jurisdiction Habeas alleging failure to provide transcripts.
Appellate	Nease-Propser, Andrea	APP-24-0116	23-223	Supreme Court WV	State of West Virginia v. Aaron Lynn Swiger	Writ of Prohibition of State arising from Harrison County ruling.
Appellate	Nease-Propser, Andrea	APP-23-0102	23-224	Supreme Court WV	State of West Virginia v. Kobe Brown	Direct appeal alleging abuse of discretion in imposing life without mercy and reliance on information not presented.
Appellate	Nease-Propser, Andrea	APP-23-0141	23-234	Supreme Court WV	In Re: L.C.	Direct appeal from Wood County alleging insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-23-0125	23-239	Supreme Court WV	Arthur Dale Crow v. Donnie Ames, Superintendent, Mt. Olive Correctional Complex	Habeas appeal alleging ex parte communications with jury, ineffective assistance of counsel for not raising confrontation issue, error in absence during critical pre-trial hearing, and failure to include necessary language in indictment.
Appellate	Nease-Propser, Andrea	APP-23-0123	23-249	Supreme Court WV	State of West Virginia v. Larry Gene Maynard	Direct appeal alleging error in failure to credit Petitioner with time served on home confinement after revocation of home confinement.
Appellate	Nease-Propser, Andrea	APP-23-0133	23-270	Supreme Court WV	State of West Virginia v. Michael Frederick Ryzner	Direct appeal alleging abuse of discretion in failing to impose alternative sentence.
Appellate	Nease-Propser, Andrea	APP-23-0126	23-272	Supreme Court WV	State of West Virginia v. Heath Allen Rose	Direct appeal alleging error in admission of cell phone recording and failure to suppress witness testimony.
Appellate	Nease-Propser, Andrea	APP-23-0131	23-276	Supreme Court WV	State of West Virginia v. Grant Skinkle	Direct appeal alleging disproportionate sentence after revocation while on home confinement as alternative sentence.
Appellate	Nease-Propser, Andrea	APP-23-0007	23-28	Supreme Court WV	State of West Virginia v. Brenda S. Cook	Direct appeal alleging improper charges for cost of transcripts for direct appeal.
Appellate	Nease-Propser, Andrea	APP-23-0132	23-285	Supreme Court WV	Thomas Ferguson v. Donald Ames, Superintendent	Habeas appeal alleging ineffective assistance of counsel.

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Appellate	Nease-Propser, Andrea	APP-23-0124	23-291	Supreme Court WV	State of West Virginia v. Jessie Davis	Rule 35(b) appeal alleging abuse of discretion in denial of concurrent sentencing.
Appellate	Nease-Propser, Andrea	APP-23-0127	23-294	Supreme Court WV	State of West Virginia v. Marques Robinson	Direct appeal alleging error in denial of motion for directed verdict, abuse of discretion in denial of 35(b) motion, and all objections made during trial.
Appellate	Nease-Propser, Andrea	APP-23-0129	23-298	Supreme Court WV	State of West Virginia v. Jaleesa Creamer	Direct appeal alleging error in imposing underlying sentence after violation of probation.
Appellate	Nease-Propser, Andrea	APP-23-0148	23-300	Supreme Court WV	State of West Virginia v. Cornell Lee Smith	Direct appeal alleging error in probation revocation, delayed reporting of violation, and denial of motion to dismiss.
Appellate	Nease-Propser, Andrea	APP-23-0146	23-308	Supreme Court WV	Thomas Lynn Bowman v. Donald Ames, Superintendent	Habeas appeal alleging denial of fair trial and ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-23-0153	23-312	Supreme Court WV	State of West Virginia v. Kenton Eugene Turner	Direct appeal alleging error in denial of motion for resentencing for purposes of appeal and failure to appoint counsel.
Appellate	Nease-Propser, Andrea	APP-23-0155	23-313	Supreme Court WV	State of West Virginia v. Ronald Stecker, Jr.	Direct appeal alleging involuntary plea and ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-23-0157	23-314	Supreme Court WV	Patricia Ann Aldridge v. J.D. Salaz, Superintendent	Habeas appeal alleging error in denial of motion for sentence reconsideration.
Appellate	Nease-Propser, Andrea	APP-23-0149	23-315	Supreme Court WV	Brandon L. Cantley v. Shawn Straughn, Superintendent	Habeas appeal alleging ineffective assistance of counsel regarding investigation, error in finding diminished capacity, and unknowing, involuntary entry of plea.
Appellate	Nease-Propser, Andrea	APP-23-0074	23-33	Supreme Court WV	State of West Virginia v. Robert Murphy	Direct appeal from Clay County alleging insufficient evidence and error in admission of expert testimony.
Appellate	Nease-Propser, Andrea	APP-23-0145	23-330	Supreme Court WV	State of West Virginia v. Kevin Scott Dickens	Direct appeal alleging error in declaring a mistrial sua sponte over Petitioner's objection and prosecutorial misconduct.
Appellate	Nease-Propser, Andrea	APP-23-0143	23-331	Supreme Court WV	SER Thomas Williams v. Shelby Searls, Superintendent	Original Jurisdiction Prohibition alleging violation of plea agreement whereby Division of Corrections and Rehabilitation records show discrepancy regarding parole eligibility.
Appellate	Nease-Propser, Andrea	APP-23-0144	23-336	Supreme Court WV	C.T. v. Donald Ames, Superintendent, Mt. Olive Correctional Complex	Habeas appeal alleging failure to appoint counsel and failure to schedule omnibus hearing.
Appellate	Nease-Propser, Andrea	APP-23-0150	23-344	Supreme Court WV	State of West Virginia v. James Carroll DePriest	Direct appeal alleging abuse of discretion in denial of continuance for Pre-Sentence Investigation to be completed and considered before imposing sentence.
Appellate	Nease-Propser, Andrea	APP-23-0156	23-347	Supreme Court WV	State of West Virginia v. Rickie Lee Scruton	Direct appeal alleging abuse of discretion in imposing unduly harsh and punitive sentence.

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Appellate	Nease-Propser, Andrea	APP-23-0154	23-367	Supreme Court WV	State of West Virginia v. A.L.M.	Direct appeal alleging error in transfer to adult status.
Appellate	Nease-Propser, Andrea	APP-23-0152	23-368	Supreme Court WV	State of West Virginia v. Douglas G. Hill, Jr.	Direct appeal alleging insufficient evidence to revoke probation based on definition of absconded.
Appellate	Nease-Propser, Andrea	APP-23-0160	23-370	Supreme Court WV	Iran Eli Glover v. Rhonda Starn, Circuit Clerk of Marion County	Original Jurisdiction Mandamus alleging removal of information from file.
Appellate	Nease-Propser, Andrea	APP-23-0151	23-371	Supreme Court WV	SER Michael Sorrell v. The Honorable Paul T. Farrell	Original Jurisdiction Prohibition alleging lack of jurisdiction to amend sentence.
Appellate	Nease-Propser, Andrea	APP-23-0159	23-372	Supreme Court WV	SER Devin Sue Howell v. J.D. Sallaz, Superintendent	Habeas appeal from Ohio County alleging ineffective assistance of counsel and insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-23-0162	23-373	Supreme Court WV	State of West Virginia v. Izael Fisher	Direct appeal alleging error in denial of Rule 35(b) motion for alternative sentence.
Appellate	Nease-Propser, Andrea	APP-23-0164	23-379	Supreme Court WV	State of West Virginia v. Adam Lee Deare	Direct appeal alleging error in denial of Rule 36(b) motion for alternative sentence.
Appellate	Nease-Propser, Andrea	APP-23-0165	23-385	Supreme Court WV	State of West Virginia v. Harold Rue	Direct appeal alleging insufficient evidence and improper jury instructions.
Appellate	Nease-Propser, Andrea	APP-23-0166	23-389	Supreme Court WV	SER Jason Carroll v. Russell Maston, Superintendent, St. Marys Correctional Center and Honorable Steven Redding	Original Jurisdiction Prohibition alleging error in failure of Court to rule on motions.
Appellate	Nease-Propser, Andrea	APP-23-0168	23-396	Supreme Court WV	SER Keith Dement v. Donald Ames, Superintendent	Habeas appeal from Summers County alleging double jeopardy and improper life sentence.
Appellate	Nease-Propser, Andrea	APP-23-0169	23-397	Supreme Court WV	State of West Virginia v. Joshua James Harrison	Direct appeal alleging error in failing to provide Petitioner with full copy of record for purposes of habeas petition.
Appellate	Nease-Propser, Andrea	APP-23-0171	23-398	Supreme Court WV	State of West Virginia v. Larry Glenn Wooten	Direct appeal alleging improper forfeiture of bond.
Appellate	Nease-Propser, Andrea	APP-23-0170	23-399	Supreme Court WV	State of West Virginia v. Anthony Paletti	Direct appeal alleging abuse of discretion in denying probation.
Appellate	Nease-Propser, Andrea	APP-23-0173	23-403	Supreme Court WV	State of West Virginia v. Joseph Andrew Bassett	Direct appeal alleging insufficient evidence, error in denial of motion for judgment of acquittal, and motion for new trial.
Appellate	Nease-Propser, Andrea	APP-23-0176	23-404	Supreme Court WV	State of West Virginia v. G.M.	Direct appeal alleging abuse of discretion in denying motion for alternative sentencing.

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Appellate	Nease-Propert, Andrea	APP-23-0215	23-407	Supreme Court WV	SER Joshua Taylor v. The Honorable Paul M. Blake, Jr.	Original Jurisdiction Mandamus alleging failure to provide transcripts for underlying criminal matter and refund demand of transcript cost.
Appellate	Nease-Propert, Andrea	APP-23-0269	23-408	Supreme Court WV	SER Matthew Smith v. Honorable Timothy Sweeney, Judge of the Circuit Court of Ritchie County	Original Jurisdiction Mandamus alleging failure to provide copy of sealed portion of record.
Appellate	Nease-Propert, Andrea	APP-23-0183	23-413	Supreme Court WV	State of West Virginia v. Heather L. Hewitt	Direct appeal from Fayette County alleging imposition of unconstitutional statutory sentencing scheme under W.Va. Code § 60A-4-408 resulting in a cruel, unusual, and disproportionate sentence.
Appellate	Nease-Propert, Andrea	APP-23-0184	23-414	Supreme Court WV	State of West Virginia v. Martin King	Rule 35(b) appeal alleging error in failing to schedule a hearing on the merits and finding the motion untimely.
Appellate	Nease-Propert, Andrea	APP-23-0177	23-415	Supreme Court WV	State of West Virginia v. Matthew Paul Mercer	Direct appeal alleging abuse of discretion in denying alternative sentence and plea was involuntary and not knowing.
Appellate	Nease-Propert, Andrea	APP-23-0182	23-421	Supreme Court WV	State of West Virginia v. Michael Keith Allman	Direct appeal from Wood County alleging insufficient evidence, failure to prove essential elements, improper jury instruction regarding "constructive possession", and illegal warrantless search.
Appellate	Nease-Propert, Andrea	APP-23-0186	23-422	Supreme Court WV	State of West Virginia v. Steven Verrell Roberts	Direct appeal alleging improper stop, admission of evidence obtained from illegal vehicle search, admission of improper body camera evidence, and error in denying request for probation.
Appellate	Nease-Propert, Andrea	APP-23-0185	23-423	Supreme Court WV	Paul Darren Spinks v. Donnie Ames, Superintendent, Mount Olive Correctional Complex	Habeas appeal alleging error in not finding constitutional error and due process violations, ineffective assistance of counsel, and error in affirming denial of expert witness.
Appellate	Nease-Propert, Andrea	APP-23-0174	23-425	Supreme Court WV	State of West Virginia v. Jonathan Nuzum	Direct appeal from Tucker County alleging error in denial of motion to reconsider after probation revocation.
Appellate	Nease-Propert, Andrea	APP-23-0180	23-429	Supreme Court WV	State of West Virginia v. Charles Bryan Bolling	Direct appeal alleging error in denying plea withdrawal.
Appellate	Nease-Propert, Andrea	APP-23-0268	23-438	Supreme Court WV	In Re: Petition of D.K. for Expungement of Record	Direct appeal alleging error in Intermediate Court of Appeals in affirming lower court's denial of petition based upon misapprehension of law.
Appellate	Nease-Propert, Andrea	APP-23-0178	23-439	Supreme Court WV	State of West Virginia v. Aron Freeland	Direct appeal alleging error in failure to issue findings of fact and conclusions of law and error in denial of resentencing for purposes of appeal.
Appellate	Nease-Propert, Andrea	APP-23-0199	23-455	Supreme Court WV	State of West Virginia v. Christopher McDonald	Direct appeal alleging error in failure to allow Petitioner to withdraw plea before sentencing.
Appellate	Nease-Propert, Andrea	APP-23-0194	23-456	Supreme Court WV	State of West Virginia v. Carl Ray Summerfield	Direct appeal alleging insufficient evidence, error in failing to give missing witness jury instruction, and prosecutorial misconduct.
Appellate	Nease-Propert, Andrea	APP-23-0198	23-457	Supreme Court WV	State of West Virginia v. Antonio Devon Cottingham	Direct appeal alleging abuse of discretion in denial of motion for judgment of acquittal as evidence adduced at trial contrary to conviction for Count 3.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Nease-Propser, Andrea	APP-23-0196	23-458	Supreme Court WV	State of West Virginia v. Brandon James Prazma	Direct appeal alleging insufficient evidence and disproportionate sentence.
Appellate	Nease-Propser, Andrea	APP-23-0197	23-465	Supreme Court WV	State of West Virginia v. Shannon Brandon	Direct appeal alleging denial of due process as condition of supervised release because unconstitutionally vague.
Appellate	Nease-Propser, Andrea	APP-23-0187	23-468	Supreme Court WV	State of West Virginia v. Amanda York	Direct appeal alleging error in denial of Rule 35(a) motion based upon ineffective assistance of counsel and insufficient evidence to support sentence.
Appellate	Nease-Propser, Andrea	APP-23-0188	23-469	Supreme Court WV	State of West Virginia v. Richard William Page	Direct appeal alleging error in denial of withdrawal of plea after imposition of sentence based on 2003 plea agreement.
Appellate	Nease-Propser, Andrea	APP-23-0172	23-473	Supreme Court WV	SER Jason Carroll v. State of West Virginia and Honorable Steven Redding	Original Jurisdiction Prohibition from Morgan County alleging failure to respond to motions and scheduling omnibus hearing.
Appellate	Nease-Propser, Andrea	APP-23-0189	23-480	Supreme Court WV	SER Charles E. Jacobs v. John Anderson, Superintendent	Habeas appeal from Kanawha County alleging error in denial of motion for recalculation of credit for good time.
Appellate	Nease-Propser, Andrea	APP-23-0193	23-486	Supreme Court WV	State of West Virginia v. Kevin J. Winkler	Rule 35(b) appeal alleging abuse of discretion by relying on seriousness of the crime to deny alternative sentence.
Appellate	Nease-Propser, Andrea	APP-23-0222	23-489	Supreme Court WV	Kevin Travis Costello v. Honorable David M. Hammer	Habeas appeal from Jefferson County alleging erroneous denial of West Virginia Rules of Criminal Procedure Rule 35 motion.
Appellate	Nease-Propser, Andrea	APP-23-0200	23-494	Supreme Court WV	SER Robert Pearce v. The Honorable Laura V. Faircloth and the State of West Virginia	Original Jurisdiction Prohibition alleging error in denial of motion to dismiss and continuing trial date past 180-day timeframe under Interstate Agreement on Detainers and W.Va. Code § 62-14-1.
Appellate	Nease-Propser, Andrea	APP-23-0208	23-496	Supreme Court WV	David Eugene Adkins v. Russell Maston, Superintendent	Habeas appeal from Harrison County alleging ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-23-0026	23-5	Supreme Court WV	State of West Virginia v. Rashad Akheem Thompson	Direct appeal alleging error in admission of gruesome photos, refusal of jury instructions, denial of motion for change of venue, and cumulative error.
Appellate	Nease-Propser, Andrea	APP-23-0213	23-502	Supreme Court WV	Michael Dewayne Hicks v. Donnie Ames, Superintendent, Mt. Olive Correctional Complex	Successive Habeas appeal (4th) alleging ineffective assistance of counsel and violation of 6th Amendment for failure to secure key witness presence at second trial.
Appellate	Nease-Propser, Andrea	APP-23-0249	23-507	Supreme Court WV	SER Jason Perry v. State of West Virginia and The Honorable Kenneth Ballard	Original Jurisdiction Prohibition alleging breach of post-conviction plea agreement by Judge.
Appellate	Nease-Propser, Andrea	APP-23-0255	23-508	Supreme Court WV	State of West Virginia v. John Steven Prince	Direct appeal alleging breach of plea agreement and error in denying motion for reconsideration for alternative sentence of home confinement.
Appellate	Nease-Propser, Andrea	APP-23-0209	23-511	Supreme Court WV	State of West Virginia v. Daniel Marcus Battle	Direct appeal alleging violation of three-term rule, insufficient evidence, and prejudicial photo array.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Nease-Propert, Andrea	APP-23-0210	23-512	Supreme Court WV	State of West Virginia v. Ronald Eanes	Direct appeal alleging prosecutorial misconduct and insufficient evidence.
Appellate	Nease-Propert, Andrea	APP-23-0206	23-517	Supreme Court WV	SER Benjamin Taylor v. The Honorable R. Craig Tatterson	Original Jurisdiction Mandamus alleging error in denial of motion for performance DNA testing.
Appellate	Nease-Propert, Andrea	APP-23-0212	23-518	Supreme Court WV	State of West Virginia v. Timothy John Wickline	Direct appeal alleging improper jury instruction regarding consciousness, cruel and unusual sentence, and other additional grounds that may be discovered upon review of transcript.
Appellate	Nease-Propert, Andrea	APP-23-0218	23-533	Supreme Court WV	Aron Freeland v. Russell Maston, Superintendent	Original Jurisdiction Habeas alleging denial of free copy of transcripts.
Appellate	Nease-Propert, Andrea	APP-23-0223	23-534	Supreme Court WV	State of West Virginia v. Donald Workman	Direct appeal alleging error in denial of withdrawal of plea because plea was involuntary.
Appellate	Nease-Propert, Andrea	APP-23-0224	23-535	Supreme Court WV	State of West Virginia v. Randy C. Cain	Direct appeal alleging erroneous admission of hearsay related to Petitioner's recorded jail calls and prosecutorial references during closing argument.
Appellate	Nease-Propert, Andrea	APP-23-0227	23-542	Supreme Court WV	State of West Virginia v. Robert Burl Vance	Direct appeal alleging error in rejecting plea agreement, insufficient evidence, and prejudice arising from victim's presence during closing argument.
Appellate	Nease-Propert, Andrea	APP-23-0228	23-543	Supreme Court WV	State of West Virginia v. Christopher T. Cook	Direct appeal alleging error in failing to accept stipulation of prior conviction, denial of dismissal due to unconstitutionality of sex offender registration, improper jury instructions, and double jeopardy.
Appellate	Nease-Propert, Andrea	APP-23-0229	23-546	Supreme Court WV	State of West Virginia v. Rida Shahid Hendershot	Direct appeal alleging evidence contrary to verdict, error in admission of West Virginia Rules of Evidence Rule 404(b) evidence, disproportionate sentencing, and improper expert witness testimony.
Appellate	Nease-Propert, Andrea	APP-23-0050	23-55	Supreme Court WV	William H. Cecil, III v. Donnie Ames, Superintendent, Mt. Olive Correctional Center	Habeas appeal alleging ineffective assistance of counsel and denial of DNA test.
Appellate	Nease-Propert, Andrea	APP-23-0231	23-551	Supreme Court WV	SER Steven Martin Lawson v. Hon. Robert A. Irons and State of West Virginia	Original Jurisdiction Prohibition alleging error in denial of motion to continue arising from late discovery.
Appellate	Nease-Propert, Andrea	APP-23-0240	23-555	Supreme Court WV	William Spears v. Donnie Ames, Superintendent	Habeas appeal alleging failure to make sufficient findings of fact and conclusions of law and error in denial of forensic expert.
Appellate	Nease-Propert, Andrea	APP-23-0239	23-557	Supreme Court WV	State of West Virginia v. Antwon Starkey	Direct appeal from Cabell County alleging failure in instructing jury regarding self-defense, suppression of jail calls, denial of expert testimony regarding heat of passion, and three-term violation.
Appellate	Nease-Propert, Andrea	APP-23-0242	23-558	Supreme Court WV	State of West Virginia v. Brendan T. Willis	Direct appeal alleging insufficient evidence, inconsistent verdict, error in amending indictment, improper grand jury testimony, and failure to grant Rule 29 motion.
Appellate	Nease-Propert, Andrea	APP-23-0243	23-561	Supreme Court WV	State of West Virginia v. Maurice Anthony Robertson	Direct appeal from Berkeley County alleging error in finding offense was sexually motivated.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Nease-Propser, Andrea	APP-23-0219	23-563	Supreme Court WV	Donald F. Ames, Superintendent, Mount Olive Correctional Complex v. Lamont Dees	Direct appeal alleging abuse of discretion in finding investigating officer testimony to be false and finding ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-23-0244	23-568	Supreme Court WV	SER Roy F. Hillberry, II v. Shawn Straughn, Superintendent	Habeas appeal from Marion County alleging failure to appoint counsel and failure to conduct omnibus hearing.
Appellate	Nease-Propser, Andrea	APP-23-0234	23-573	Supreme Court WV	State of West Virginia v. Cody Brooks Moore	Direct appeal alleging insufficient evidence, improper questioning of witnesses, and improper remarks by Prosecutor during closing argument.
Appellate	Nease-Propser, Andrea	APP-23-0237	23-577	Supreme Court WV	State of West Virginia v. Stacey Lee Taylor	Direct appeal from Berkeley County alleging error in admission of video depicting Facebook account, insufficient evidence, and disproportionate sentencing.
Appellate	Nease-Propser, Andrea	APP-23-0235	23-588	Supreme Court WV	State of West Virginia v. William Edward Belmonte, Jr.	Direct appeal alleging error in restitution amount and any further claims upon review of record.
Appellate	Nease-Propser, Andrea	APP-23-0246	23-595	Supreme Court WV	State of West Virginia v. Robert I. Brown	Direct appeal alleging newly discovered evidence.
Appellate	Nease-Propser, Andrea	APP-23-0247	23-597	Supreme Court WV	State of West Virginia v. Donald Taylor	Direct appeal from Taylor County alleging lack of jurisdiction and breach of plea agreement.
Appellate	Nease-Propser, Andrea	APP-23-0251	23-602	Supreme Court WV	State of West Virginia v. James Leonard Riley, III	Direct appeal from McDowell County alleging error in revocation of supervised release based on violation of 1st Amendment right to freedom of religion.
Appellate	Nease-Propser, Andrea	APP-23-0262	23-604	Supreme Court WV	Aaron Miles v. Donald Ames, Superintendent	Habeas appeal alleging error in denial of 4th Amendment claim regarding statement and cell phone seizure, ineffective assistance of counsel, self-representation, and cumulative error.
Appellate	Nease-Propser, Andrea	APP-23-0257	23-607	Supreme Court WV	SER J.M. v. Honorable Steven L. Shaffer and State of West Virginia	Original Jurisdiction Prohibition from Preston County alleging error in transfer to adult status based upon hearsay.
Appellate	Nease-Propser, Andrea	APP-23-0217	23-61	Supreme Court WV	Zachary Knotts v. Judge Jennifer Bailey and Monica Schwartz	Original Jurisdiction Mandamus alleging failure to provide copies of recordings and appointment of counsel.
Appellate	Nease-Propser, Andrea	APP-23-0259	23-612	Supreme Court WV	Jeffrey Steward v. Charles Williams, Superintendent	Second Habeas appeal alleging error in denial of ineffective assistance of counsel claim without hearing.
Appellate	Nease-Propser, Andrea	APP-23-0254	23-618	Supreme Court WV	State of West Virginia v. Bobby Wolford	Direct appeal from Taylor County alleging insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-23-0260	23-621	Supreme Court WV	State of West Virginia v. Michael E. Brown	Direct appeal alleging use of incorrect caption and improperly procured indictment.
Appellate	Nease-Propser, Andrea	APP-23-0258	23-628	Supreme Court WV	State of West Virginia v. Daniel Allen Wolfe	Direct appeal from Nicholas County alleging abuse of discretion in imposing severe and arbitrary sentence.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Nease-Proper, Andrea	APP-23-0265	23-637	Supreme Court WV	In Re: Q.A.	Direct appeal alleging error as placement was not least restrictive alternative.
Appellate	Nease-Proper, Andrea	APP-23-0263	23-649	Supreme Court WV	SER Gary Lee Ravenscroft, Jr. v. Joseph Wood, Superintendent	Original Jurisdiction Habeas from Monongalia County alleging prosecutorial misconduct.
Appellate	Nease-Proper, Andrea	APP-23-0078	23-65	Supreme Court WV	State of West Virginia v. Willie Edward Belmonte, Jr.	Direct appeal alleging disproportionate sentencing.
Appellate	Nease-Proper, Andrea	APP-24-0003	23-653	Supreme Court WV	State of West Virginia v. Darrell R. Sharp, II	Direct appeal alleging incorrect venue, improper jury instruction, and error in denial of West Virginia Rules of Criminal Procedure Rule 35 motion.
Appellate	Nease-Proper, Andrea	APP-24-0026	23-654	Supreme Court WV	State of West Virginia v. Curtis Lynn Morgan	Direct appeal alleging denial of motion to suppress illegal manner of search, failure to produce body cam footage, and insufficient evidence.
Appellate	Nease-Proper, Andrea	APP-24-0021	23-656	Supreme Court WV	David Lawrence Dixon v. Donald Ames, Superintendent	Original Jurisdiction Habeas alleging clerical error resulting in dismissal of appeal.
Appellate	Nease-Proper, Andrea	APP-24-0020	23-663	Supreme Court WV	State of West Virginia v. Michael E. Brown	Direct appeal alleging abuse of discretion for improper dismissal of motion for new trial.
Appellate	Nease-Proper, Andrea	APP-23-0267	23-666	Supreme Court WV	State of West Virginia ex rel. Steven Foster v. Honorable Alfred E. Ferguson	Original Jurisdiction Mandamus from Cabell County seeking to compel ruling on motion for Farreta hearing and access to criminal file including Grand Jury minutes.
Appellate	Nease-Proper, Andrea	APP-24-0016	23-671	Supreme Court WV	Clarence Slaughter v. Donnie Ames, Superintendent	Habeas appeal alleging out of state conviction did not have the same element as the crime in West Virginia which triggers sex offender registration.
Appellate	Nease-Proper, Andrea	APP-24-0015	23-673	Supreme Court WV	State of West Virginia v. Chad Robert Winans	Direct appeal alleging improper plea and ineffective assistance of counsel.
Appellate	Nease-Proper, Andrea	APP-24-0017	23-674	Supreme Court WV	State of West Virginia v. Anthony Hairston	Direct appeal alleging error in denial of motion for reconsideration and failing to grant alternative sentencing.
Appellate	Nease-Proper, Andrea	APP-24-0013	23-675	Supreme Court WV	State of West Virginia v. Kenneth L. Miracle	Direct appeal alleging plea was entered without full understanding and sentence imposed was unduly harsh.
Appellate	Nease-Proper, Andrea	APP-24-0012	23-677	Supreme Court WV	State of West Virginia v. Samuel Cole Riffle	Direct appeal alleging abuse of discretion in denial of Rule 35(b) motion and failing to grant alternative sentencing.
Appellate	Nease-Proper, Andrea	APP-24-0014	23-678	Supreme Court WV	Daniel Amsler v. Donald Ames, Superintendent	Habeas appeal alleging error in finding hearsay evidence admissible violating confrontation clause and ineffective assistance of counsel.
Appellate	Nease-Proper, Andrea	APP-24-0019	23-686	Supreme Court WV	Brent Radabaugh v. Donnie Ames, Superintendent	Wood County Habeas appeal alleging error in finding admission of West Virginia Rules of Evidence Rule 404(b) evidence appropriate, in determining no duty regarding competency exam, ineffective assistance of counsel, and failing to reverse upon totality of circumstances.

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Appellate	Nease-Propser, Andrea	APP-24-0011	23-687	Supreme Court WV	State of West Virginia v. Donald G. Galloway	Direct appeal alleging error in denial of Rule 35(a) motion based upon illegality of life recidivist sentence.
Appellate	Nease-Propser, Andrea	APP-24-0010	23-693	Supreme Court WV	State of West Virginia v. Brandon Eugene Corbin	Direct appeal alleging error in accepting plea when State breached agreement.
Appellate	Nease-Propser, Andrea	APP-24-0033	23-700	Supreme Court WV	State of West Virginia v. Michael D. Cline	Summary Petition for bail reduction from Logan County.
Appellate	Nease-Propser, Andrea	APP-24-0009	23-711	Supreme Court WV	Richard Allen Hogan v. Shawn Straughn, Superintendent	Habeas appeal alleging error in denial of motion for appointment of counsel and dismissal without evidentiary hearing.
Appellate	Nease-Propser, Andrea	APP-24-0039	23-713	Supreme Court WV	SER Iran E. Glover v. The Honorable Patrick Wilson	Writ of Mandamus from Marion County alleging Petitioner was not provided discovery nor transcripts.
Appellate	Nease-Propser, Andrea	APP-24-0001	23-715	Supreme Court WV	Jerome Aldridge, Jr. v. Donald F. Ames, Superintendent	Habeas appeal alleging error in finding trial counsel effective.
Appellate	Nease-Propser, Andrea	APP-24-0002	23-722	Supreme Court WV	SER David Laquan Hudson v. Honorable Harry Kirkpatrick	Original jurisdiction prohibition alleging error in detail of Rule 33 motion.
Appellate	Nease-Propser, Andrea	APP-24-0029	23-733	Supreme Court WV	State of West Virginia v. William Ross Carman	Direct appeal alleging improper testimony under Rule 801, denial of right to cross-examine, preclusion of evidence, and insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-24-0004	23-739	Supreme Court WV	State of West Virginia v. Gerald Williams	Direct appeal alleging error in denial of Rule 35(a) motion.
Appellate	Nease-Propser, Andrea	APP-24-0028	23-744	Supreme Court WV	State of West Virginia v. Chester Robert Ulysses Lilly, III	Appeal of denial of Rule 35(b) motion for reduction of sentence.
Appellate	Nease-Propser, Andrea	APP-24-0030	23-747	Supreme Court WV	SER Justin Ray Chapman v. Harvey Hawkins, Superintendent	Original jurisdiction petition from Ohio County for a Writ of Habeas Corpus.
Appellate	Nease-Propser, Andrea	APP-24-0031	23-748	Supreme Court WV	State of West Virginia v. William O'Kernick	Direct appeal of civil commitment proceeding from Randolph County.
Appellate	Nease-Propser, Andrea	APP-24-0027	23-749	Supreme Court WV	State of West Virginia v. John Lawson	Direct appeal alleging error in allowing 404(b) testimony into trial.
Appellate	Nease-Propser, Andrea	APP-23-0071	23-76	Supreme Court WV	State of West Virginia v. Jimmy Dale Bennett	Direct appeal alleging abuse of discretion in denial of motion to withdraw plea.
Appellate	Nease-Propser, Andrea	APP-23-0081	23-77	Supreme Court WV	Steven Don Barker v. Shelby Searls, Superintendent	Habeas appeal alleging error in not finding jury instructions constitutionally flawed and ineffective assistance of counsel.

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Appellate	Nease-Propser, Andrea	APP-23-0072	23-78	Supreme Court WV	John Moore, Sr. v. Brian Lanham, Superintendent	Habeas appeal from Taylor County alleging ineffective assistance of counsel and disproportionate sentence.
Appellate	Nease-Propser, Andrea	APP-23-0079	23-79	Supreme Court WV	Travis Norwood v. Donnie Ames, Superintendent	Habeas appeal from Greenbrier County alleging disproportionate sentence and ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-23-0077	23-80	Supreme Court WV	State of West Virginia v. Shawn Douglas Newman	Direct appeal alleging error in denial of motion to dismiss recidivist information and disproportionate sentence.
Appellate	Nease-Propser, Andrea	APP-23-0076	23-81	Supreme Court WV	State of West Virginia v. Chad M. Eldredge	Direct appeal alleging error in denial of motion to dismiss counts in indictment.
Appellate	Nease-Propser, Andrea	APP-23-0051	23-86	Supreme Court WV	State of West Virginia v. G.B.S.	Direct appeal alleging error in transfer to adult jurisdiction, inadmissible statement, error in limiting cross-examination of witness, and insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-23-0004	23-95	Supreme Court WV	State of West Virginia v. Joshua Blair Pugh	Direct appeal alleging error in failing to impose Home Confinement as alternative sentence.
Appellate	Nease-Propser, Andrea	APP-24-0018	23-ICA-498	Intermediate Court of Appeals – WV	In Re: S.G.	Direct appeal from Mingo County alleging error in finding W.Va. Code § 61-11-26 applied, failing to disqualify tribunal, and abuse of discretion in determination that expungement would not be in the public welfare.
Appellate	Nease-Propser, Andrea	APP-24-0025	24-1	Supreme Court WV	State of West Virginia v. Robert Dewayne Morgan	Direct appeal from conditional guilty plea alleging error in suppression of evidence.
Appellate	Nease-Propser, Andrea	APP-24-0022	24-10	Supreme Court WV	Tracy Haggerty v. Karen Pszczolkowski, Superintendent	Harrison County appeal of denial of subsequent habeas.
Appellate	Nease-Propser, Andrea	APP-24-0063	24-101	Supreme Court WV	SER Aron Freeland v. Josh Ward, Superintendent	Original jurisdiction petition for Writ of Habeas Corpus.
Appellate	Nease-Propser, Andrea	APP-24-0088	24-102	Supreme Court WV	State of West Virginia v. Jacquain Crawford	Direct appeal of conviction from Marion County alleging insufficient evidence and failure to offer competent evidence.
Appellate	Nease-Propser, Andrea	APP-24-0064	24-104	Supreme Court WV	Jeremy M. Marple v. Shawn Straughn, Superintendent	Post Conviction habeas from Harrison County. Petitioner alleges the circuit court's final order denied the Petitioner a post-conviction writ of habeas corpus. Petitioner seeks reversal of the circuit court's final order.
Appellate	Nease-Propser, Andrea	APP-24-0065	24-114	Supreme Court WV	State of West Virginia v. Terri Lynn Storer	Direct appeal of Greenbrier County conviction seeking vacation of conviction and new trial.
Appellate	Nease-Propser, Andrea	APP-24-0066	24-115	Supreme Court WV	State of West Virginia v. Jeremy Jarrett	Direct appeal from Kanawha County alleging insufficient evidence for violation of supervised release.
Appellate	Nease-Propser, Andrea	APP-24-0067	24-118	Supreme Court WV	State of West Virginia v. Jeffrey Allen Hibbard	Direct appeal from Hardy County alleging lack of evidence to sustain kidnapping conviction and the court erred by allowing sentences to run consecutive.

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Appellate	Nease-Proper, Andrea	APP-24-0068	24-119	Supreme Court WV	State of West Virginia v. Mark Douglas Adelsperger	Direct appeal from Wood County alleging court abused discretion by denial of alternative sentencing.
Appellate	Nease-Proper, Andrea	APP-24-0069	24-120	Supreme Court WV	Robert Martin Barritt v. Josh Ward, Interim Superintendent	Appeal of Ohio County denial of habeas relief. Petitioner alleges ineffective assistance of counsel and suppression of his appeal.
Appellate	Nease-Proper, Andrea	APP-24-0070	24-123	Supreme Court WV	Ryan L. Henson v. Josh Ward, Interim Superintendent	Appeal of Berkeley County Circuit Court's denial of subsequent habeas petition.
Appellate	Nease-Proper, Andrea	APP-24-0073	24-124	Supreme Court WV	Jamie Eckenrode v. Josh Ward, Interim Superintendent	Appeal alleging error by Harrison County Circuit Court in denying habeas relief.
Appellate	Nease-Proper, Andrea	APP-24-0071	24-127	Supreme Court WV	State of West Virginia v. Michael Scott Bryant	Direct appeal of home confinement violation from Kanawha County.
Appellate	Nease-Proper, Andrea	APP-24-0074	24-134	Supreme Court WV	SER Robert Martin Barritt v. The Honorable Michael Olejasz	Original jurisdiction Writ of Mandamus from Ohio County alleging delay in habeas case.
Appellate	Nease-Proper, Andrea	APP-24-0075	24-135	Supreme Court WV	State of West Virginia v. Freddie Alexie Ventura	Direct appeal from Jefferson County alleging abuse of discretion by denying a West Virginia Rules of Criminal Procedure Rule 35b motion.
Appellate	Nease-Proper, Andrea	APP-24-0076	24-136	Supreme Court WV	State of West Virginia v. Thomas Woodrow Cook	Direct appeal from Mingo County seeking reversal of conviction and remand to Mingo County Circuit Court.
Appellate	Nease-Proper, Andrea	APP-24-0077	24-140	Supreme Court WV	Clarke Douglas Patterson v. Russell Maston, Superintendent	Appeal of denial of habeas relief from Clay County alleging ineffective assistance of counsel and seeking reversal of conviction and remand.
Appellate	Nease-Proper, Andrea	APP-24-0158	24-142	Supreme Court WV	State of West Virginia v. Carl Vance Waites	Direct appeal from Marion County alleging insufficient evidence and improper jury instruction.
Appellate	Nease-Proper, Andrea	APP-24-0078	24-145	Supreme Court WV	State of West Virginia v. Augustus Calvin Gray	Direct appeal alleging failure to appoint new counsel and disproportionate sentence.
Appellate	Nease-Proper, Andrea	APP-24-0095	24-149	Supreme Court WV	David M. Wasanyi v. State of West Virginia and Jean Paul DeJarnette, Superintendent	Appeal of Denial of Habeas filed in Berkeley County alleging Berkeley County lacked jurisdiction, illegal search and seizure, illegal indictment, wrongful incarceration, and ineffective assistance of counsel.
Appellate	Nease-Proper, Andrea	APP-24-0034	24-15	Supreme Court WV	State of West Virginia v. Joshua Pruitt	Direct appeal challenging sufficiency of evidence in criminal conviction, Wayne County.
Appellate	Nease-Proper, Andrea	APP-24-0080	24-150	Supreme Court WV	Kevin Wayne Saunders v. Tim King, Superintendent	Habeas appeal from Raleigh County alleging ineffective assistance of counsel and disproportionate sentence.
Appellate	Nease-Proper, Andrea	APP-24-0081	24-152	Supreme Court WV	State of West Virginia v. Amanda Dawn Banes	Direct appeal from Mercer County alleging insufficient evidence and seeking reversal of conviction and dismissal.

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Appellate	Nease-Propser, Andrea	APP-24-0082	24-154	Supreme Court WV	State of West Virginia v. Logan Camp	Direct appeal from Greenbrier County seeking a withdrawal of guilty plea.
Appellate	Nease-Propser, Andrea	APP-24-0035	24-16	Supreme Court WV	State of West Virginia v. James D. McKinney, a/k/a 1227	Direct appeal challenging criminal conviction from Harrison County and alleging disproportionate sentence and denial of the ability to confront witnesses.
Appellate	Nease-Propser, Andrea	APP-24-0083	24-162	Supreme Court WV	SER Brandon Daniel Wilson v. Honorable David H. Wilmoth	Original jurisdiction petition for Writ of Mandamus from Randolph County seeks immediate release, alleges civil rights violation and illegal detainment.
Appellate	Nease-Propser, Andrea	APP-24-0084	24-164	Supreme Court WV	State of West Virginia v. C.C.	Direct appeal of juvenile conviction from Hancock County alleging illegal and disproportionate sentence and failure of the court to consider all mitigating factors.
Appellate	Nease-Propser, Andrea	APP-24-0103	24-168	Supreme Court WV	SER Timothy R. Maichle v. The Honorable Paul M. Blake, Jr.	Writ of Prohibition requesting Fayette County indictment 24-F-34 be dismissed with prejudice.
Appellate	Nease-Propser, Andrea	APP-24-0085	24-169	Supreme Court WV	State of West Virginia v. Robert Douglas Hatcher	Direct appeal from Raleigh County alleging improper jury instructions and disproportionate sentence and seeking reversal of conviction and new trial.
Appellate	Nease-Propser, Andrea	APP-24-0036	24-17	Supreme Court WV	Brandon D. Wilson v. Shelby Searls, Superintendent	Appeal of denial of habeas relief from Harrison County.
Appellate	Nease-Propser, Andrea	APP-24-0086	24-172	Supreme Court WV	State of West Virginia v. Ernest Andrew Stewart	Direct appeal from Ohio County conviction alleging evidentiary issues, prejudicial statements, and insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-24-0090	24-174	Supreme Court WV	State of West Virginia v. Gabriel James Cardwell	Direct appeal from Morgan County alleging failure of the court to direct verdict, failure to instruct jury on considering lesser included offense, and improper sentence by imposing the maximum.
Appellate	Nease-Propser, Andrea	APP-24-0089	24-175	Supreme Court WV	SER Gary Lee Ravenscroft, Jr. v. Jason Hutson, Superintendent	Original Jurisdiction Writ of Habeas Corpus arising from parole violation, Kanawha County.
Appellate	Nease-Propser, Andrea	APP-24-0091	24-179	Supreme Court WV	David E. Eakle v. Josh Ward, Interim Superintendent	Appeal of denial of habeas relief from Doddridge County regarding plea agreement.
Appellate	Nease-Propser, Andrea	APP-24-0092	24-182	Supreme Court WV	State of West Virginia v. Douglas Franklin Coleman	Direct appeal from McDowell County alleging improper sentence imposed and seeking reverse and remand.
Appellate	Nease-Propser, Andrea	APP-24-0093	24-184	Supreme Court WV	Andrew V. Bostic v. Robert E. Richardson, Judge of the Circuit Court of Greenbrier County, and Curtis Dixon, Superintendent of Southern Regional Jail	Original Jurisdiction Petition for Writ of Habeas Corpus alleging a violation of his due process and equal protection rights by revoking his supervised release and holding him without bond.
Appellate	Nease-Propser, Andrea	APP-24-0094	24-185	Supreme Court WV	SER Dale T. Brant v. Shawn Straughn, Superintendent	Original jurisdiction habeas appealing failure to register as a sex offender and seeking credit for home confinement.
Appellate	Nease-Propser, Andrea	APP-24-0096	24-187	Supreme Court WV	State of West Virginia v. Isaiha Hughes	Reduction of sentence appeal from Kanawha County alleging the lower court abused its discretion by denying sentence reduction.

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Appellate	Nease-Proper, Andrea	APP-24-0097	24-190	Supreme Court WV	State of West Virginia v. Damian Lanell B-Smith	Direct appeal from Berkeley County alleges the court failed to direct a verdict and insufficient evidence to support the jury verdict.
Appellate	Nease-Proper, Andrea	APP-24-0098	24-195	Supreme Court WV	State of West Virginia v. Jonathan Lee Logan	Direct appeal from Brooke County guilty plea alleging error by the court for denying his motion to dismiss.
Appellate	Nease-Proper, Andrea	APP-24-0099	24-196	Supreme Court WV	State of West Virginia v. Billie Seabolt	Direct appeal from Roane County alleging jury misconduct, insufficient evidence, and abuse of discretion by the court.
Appellate	Nease-Proper, Andrea	APP-24-0100	24-197	Supreme Court WV	State of West Virginia v. Randy Lynn Knotts	Direct appeal from Preston County alleging failure to follow closed caption television testimony factors, use of prior conviction, finding of harmless error, and evidentiary issues.
Appellate	Nease-Proper, Andrea	APP-24-0024	24-2	Supreme Court WV	State of West Virginia v. Devon Woodward	Direct appeal alleging too harsh sentence.
Appellate	Nease-Proper, Andrea	APP-24-0159	24-202	Supreme Court WV	Morgan C. Vandergriff v. Carl Aldridge, Superintendent	Habeas appeal from Putnam County requesting a reversal of his conviction and a new trial.
Appellate	Nease-Proper, Andrea	APP-24-0104	24-203	Supreme Court WV	State of West Virginia v. Shannon Brooke Mills	Direct appeal alleging error by Jefferson County Circuit Court regarding restitution.
Appellate	Nease-Proper, Andrea	APP-24-0105	24-204	Supreme Court WV	State of West Virginia v. Richard Marple	Direct appeal from Upshur County bench trial alleging Petitioner lacked mental state to commit negligent homicide and seeking acquittal.
Appellate	Nease-Proper, Andrea	APP-24-0107	24-207	Supreme Court WV	Clarence P. Smith v. Josh Ward, Interim Superintendent	Habeas appeal from Fayette County alleging abuse of discretion by lower court by denying his habeas petition.
Appellate	Nease-Proper, Andrea	APP-24-0108	24-218	Supreme Court WV	Thomas E. Leftwich v. Josh Ward, Interim Superintendent	Subsequent habeas appeal from Raleigh County alleging ineffective assistance of counsel, the lower court erred in dismissing the habeas and ineffective assistance of counsel.
Appellate	Nease-Proper, Andrea	APP-24-0109	24-220	Supreme Court WV	Ricky Vincent Pendleton v. Josh Ward, Interim Superintendent	Subsequent habeas appeal from Berkeley County alleging plain error and miscarriage of justice by the lower court.
Appellate	Nease-Proper, Andrea	APP-24-0110	24-221	Supreme Court WV	State of West Virginia v. Joseph Scott Taylor	Direct appeal from Marion County alleging insufficient evidence and error in recidivist proceedings.
Appellate	Nease-Proper, Andrea	APP-24-0111	24-222	Supreme Court WV	State of West Virginia v. Joseph Stephens, Sr.	Direct appeal from Berkeley County alleging improper jury instruction, improper sentencing, and recidivist issues.
Appellate	Nease-Proper, Andrea	APP-24-0112	24-224	Supreme Court WV	State of West Virginia v. Michael Caynor	Direct appeal from Wood County alleging insufficient evidence and seeking reverse and remand.
Appellate	Nease-Proper, Andrea	APP-24-0113	24-226	Supreme Court WV	State of West Virginia v. Lyndia Bell Opitz	Direct appeal from Wood County alleging the lower court abused its discretion by denying probation.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Nease-Proper, Andrea	APP-24-0114	24-233	Supreme Court WV	Jeffrey Ray Woods v. Shawn Straughn, Superintendent	Direct appeal from Ohio County alleging conflict with the elected prosecutor, ineffective assistance of counsel, and failure to suppress evidence.
Appellate	Nease-Proper, Andrea	APP-24-0117	24-234	Supreme Court WV	State of West Virginia v. Michael Lane Pinkerman	Direct appeal from Cabell County regarding search warrant, grand jury issues, and juror challenge.
Appellate	Nease-Proper, Andrea	APP-24-0118	24-236	Supreme Court WV	Glenn Gordon Hall, Jr. v. Shelby Searls, Superintendent	Habeas appeal from Marion County alleging ineffective assistance of counsel, race-based juror strikes, and prosecutorial misconduct.
Appellate	Nease-Proper, Andrea	APP-24-0119	24-239	Supreme Court WV	State of West Virginia v. Keith Gene Dishler	Direct appeal alleging kidnapping charges should have been subsumed within the malicious assault charge.
Appellate	Nease-Proper, Andrea	APP-24-0115	24-243	Supreme Court WV	SER William Nutter v. The Honorable Jason Wharton	Original jurisdiction petition for writ of mandamus from Wood County seeking resentencing for purposes of appeal.
Appellate	Nease-Proper, Andrea	APP-24-0120	24-245	Supreme Court WV	State of West Virginia v. Jamil Adrian Cabral	Direct appeal from Wood County alleging evidentiary issues, insufficient evidence, entry of a prior conviction, compromise verdict, and excessive sentence.
Appellate	Nease-Proper, Andrea	APP-24-0122	24-246	Supreme Court WV	SER B.R. v. Honorable Debra McLaughlin	Petition for writ of prohibition from Berkeley County alleging error in juvenile proceedings.
Appellate	Nease-Proper, Andrea	APP-24-0121	24-247	Supreme Court WV	Mariya Ajena Jones v. J.D. Sallaz, Superintendent	Habeas appeal from Cabell County alleging involuntary guilty plea, improper joinder, ineffective assistance of counsel, and failure to bifurcate.
Appellate	Nease-Proper, Andrea	APP-24-0123	24-249	Supreme Court WV	Warren Hester v. Josh Ward, Interim Superintendent	Habeas appeal from Raleigh County following denial of subsequent habeas petition.
Appellate	Nease-Proper, Andrea	APP-24-0037	24-25	Supreme Court WV	Levi Thomas v. Joseph E. Barki, III, Prosecuting Attorney	Appeal of denial of Writ of Mandamus from Brooke County.
Appellate	Nease-Proper, Andrea	APP-24-0127	24-251	Supreme Court WV	State of West Virginia v. Brian Keith Morrison	Direct appeal from Jackson County alleging error in revocation of probation and failing to sentence code provisions.
Appellate	Nease-Proper, Andrea	APP-24-0128	24-252	Supreme Court WV	State of West Virginia v. Carl E. Nelson	Self-represented appeal from Berkeley County regarding denial of grand jury minutes.
Appellate	Nease-Proper, Andrea	APP-24-0129	24-253	Supreme Court WV	Stevie Wayne Bailey v. Jonathan Frame, Superintendent	Subsequent habeas appeal from Wyoming County alleging error in failure to hold omnibus hearing in fourth habeas proceeding and ineffective assistance of habeas counsel.
Appellate	Nease-Proper, Andrea	APP-24-0133	24-254	Supreme Court WV	State of West Virginia v. Steven Marvin Lawson	Direct appeal from Summers County alleging error in denial of motion to serve, prejudicial outbursts, sleeping juror, and error in exclusion of evidence.
Appellate	Nease-Proper, Andrea	APP-24-0130	24-255	Supreme Court WV	Christopher Long v. Jonathan Frame, Superintendent	Habeas appeal from Harrison County arguing error in a finding of res judicata regarding ineffective assistance of counsel, the finding that expert testimony was necessary during the hearing, and failure to file a Rule 35(b) motion.

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Appellate	Nease-Propser, Andrea	APP-24-0131	24-256	Supreme Court WV	State of West Virginia v. Kenneth Richard Churning	Direct appeal from Raleigh County alleging error in restitution order.
Appellate	Nease-Propser, Andrea	APP-24-0124	24-261	Supreme Court WV	State of West Virginia v. Rocky Hudson Williams	Direct appeal from Cabell County alleging disproportionate sentence.
Appellate	Nease-Propser, Andrea	APP-24-0125	24-267	Supreme Court WV	SER Billy E. Evans v. The Honorable Laura Faircloth	Writ of Mandamus from Berkeley County alleging that he was refused replacement counsel and the ability to amend his petition.
Appellate	Nease-Propser, Andrea	APP-24-0134	24-271	Supreme Court WV	State of West Virginia v. Donald Tennant	Direct appeal from Preston County alleging error in denial of motion to withdraw guilty plea and violation of Apprendi in indictment straddling enactment of code provision.
Appellate	Nease-Propser, Andrea	APP-24-0135	24-272	Supreme Court WV	State of West Virginia v. Donald Ray White	Direct appeal from Mercer County alleging error in failure to evaluate child victim and other evidentiary errors.
Appellate	Nease-Propser, Andrea	APP-24-0136	24-273	Supreme Court WV	State of West Virginia v. Carl B. Cox	Direct appeal from Fayette County alleging error in the admission of video evidence in violation of Rule 404(b), other evidentiary issues, and the exclusion of testimony.
Appellate	Nease-Propser, Andrea	APP-24-0137	24-278	Supreme Court WV	State of West Virginia v. Gary Lee Ravenscroft, Jr.	Self-represented appeal from Monongalia County alleging breach of plea agreement and failure to grant appropriate credit for time served.
Appellate	Nease-Propser, Andrea	APP-24-0138	24-283	Supreme Court WV	Brenda Cook v. J.D. Sallaz, Superintendent	Appeal of denial of habeas relief from Grant County alleging ineffective assistance of counsel and Brady violation.
Appellate	Nease-Propser, Andrea	APP-24-0139	24-285	Supreme Court WV	State of West Virginia v. John Fonseca, Jr.	Direct appeal from Monongalia County alleging error in denial of a Rule 35(a) motion and Apprendi violation.
Appellate	Nease-Propser, Andrea	APP-24-0142	24-289	Supreme Court WV	State of West Virginia v. Kailee Kidwell	Direct appeal from Morgan County alleging disproportionate sentence and failure to consider mitigating circumstances.
Appellate	Nease-Propser, Andrea	APP-24-0140	24-291	Supreme Court WV	State of West Virginia v. David Lee White	Direct appeal from Mingo County alleging error in his prior sex offender registration sentencing provision.
Appellate	Nease-Propser, Andrea	APP-24-0143	24-303	Supreme Court WV	Jeffrey L. Finley v. Jonathan Frame	Appeal of the Circuit Court of Cabell County's denial of habeas relief based on res judicata and denial of a serology expert.
Appellate	Nease-Propser, Andrea	APP-24-0144	24-308	Supreme Court WV	SER Antonio Prophet v. Honorable Michael D. Lorenson	Original Jurisdiction Writ of Mandamus from Berkeley County.
Appellate	Nease-Propser, Andrea	APP-24-0141	24-309	Supreme Court WV	State of West Virginia v. Jonathon Edwin Wharton	Direct appeal from Wood County alleging insufficient evidence, error in denial of mistrial, expert witness issues, and a juror issue.
Appellate	Nease-Propser, Andrea	APP-24-0032	24-31	Supreme Court WV	SER State of West Virginia v. Honorable William Gwaltney and William J. McGough	Original Jurisdiction Writ of Prohibition from Monongalia County.

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Appellate	Nease-Propser, Andrea	APP-24-0145	24-321	Supreme Court WV	State of West Virginia v. Andrew Menendez	Direct appeal from Doddridge County alleging error in sequestration, admission of photographs, exclusion of Petitioner's expert, undisclosed West Virginia Rules of Evidence Rule 404(b) evidence, sufficiency of the evidence, and cumulative error.
Appellate	Nease-Propser, Andrea	APP-24-0146	24-323	Supreme Court WV	SER Jeremy Saunders v. The Honorable Richard Tatterson	Original Jurisdiction Writ of Mandamus requesting ruling on habeas in Calhoun County.
Appellate	Nease-Propser, Andrea	APP-24-0147	24-324	Supreme Court WV	State of West Virginia v. Kahmal Kwesi Dillahunt	Direct appeal from Cabell County alleging failure to give Osakalumi instruction, pretextual jury strike, no witness regarding cause of death, and denial of motion for summary judgment.
Appellate	Nease-Propser, Andrea	APP-24-0148	24-325	Supreme Court WV	In Re: L.B.	Appeal of juvenile conviction for robbery from Kanawha County alleging failure to suppress evidence and a warrantless search.
Appellate	Nease-Propser, Andrea	APP-24-0149	24-329	Supreme Court WV	State of West Virginia v. Brittany Ann McBrayer	Direct appeal from Fayette County alleging error in admission of the court's valuation of the damaged property, insufficient evidence, and denial of motion for reconsideration.
Appellate	Nease-Propser, Andrea	APP-24-0150	24-332	Supreme Court WV	State of West Virginia v. Leonard D. Varner, Jr.	Direct appeal from Fayette County following remand for victim impact statement. Petitioner alleges disproportionate sentence.
Appellate	Nease-Propser, Andrea	APP-24-0151	24-333	Supreme Court WV	State of West Virginia v. Chase Searls	Direct appeal from Kanawha County alleging error in revocation of extended supervised release and increased sentence.
Appellate	Nease-Propser, Andrea	APP-24-0160	24-334	Supreme Court WV	Terry L. Buxton v. Jonathan Frame, Superintendent	Habeas appeal from Wayne County alleging error in denial of habeas relief.
Appellate	Nease-Propser, Andrea	APP-24-0154	24-336	Supreme Court WV	State of West Virginia v. Shawn Allan Verner	Direct appeal from Morgan County alleging error in denial of alternative sentencing and error in application of statute.
Appellate	Nease-Propser, Andrea	APP-24-0152	24-341	Supreme Court WV	State of West Virginia v. Carli R. Reed	Direct appeal from Taylor County following reversal of Petitioner's Barbour County conviction. Petitioner is alleging a failure to give credit for time served on home incarceration following guilty plea.
Appellate	Nease-Propser, Andrea	APP-24-0153	24-342	Supreme Court WV	State of West Virginia v. Brian Woody	Direct appeal from Nicholas County alleging error in jury instructions, denial of motion to recuse prosecuting attorney, improper prosecutorial remarks, and error in voir dire.
Appellate	Nease-Propser, Andrea	APP-24-0155	24-344	Supreme Court WV	State of West Virginia v. Jason Herold Jones	Direct appeal from Marion County conviction alleging error in denial of motion to withdraw guilty plea and in sentencing.
Appellate	Nease-Propser, Andrea	APP-24-0161	24-345	Supreme Court WV	State of West Virginia v. Shaquante Davon Simms	Direct appeal from Berkeley County alleging error in denial of psychosexual evaluation and denial of probation.
Appellate	Nease-Propser, Andrea	APP-24-0156	24-348	Supreme Court WV	State of West Virginia v. Levie Williams, IV	Direct appeal from Berkeley County following a no contest plea alleging disproportionate sentence.
Appellate	Nease-Propser, Andrea	APP-24-0162	24-349	Supreme Court WV	In Re: A.S.	Appeal of Wood County juvenile delinquency offense wherein the juvenile requests community-based services as an alternative sentence.

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Appellate	Nease-Propser, Andrea	APP-24-0163	24-351	Supreme Court WV	State of West Virginia v. Demetran Gray	Direct appeal of a Fayette County conviction alleging error in denial of motion to suppress a vehicle stop and statements.
Appellate	Nease-Propser, Andrea	APP-24-0157	24-353	Supreme Court WV	SER State of West Virginia v. The Honorable Ronald E. Wilson	Direct appeal from Cabell County alleging disproportionate sentence.
Appellate	Nease-Propser, Andrea	APP-24-0166	24-359	Supreme Court WV	State of West Virginia v. Travis Miller	Direct appeal from Monongalia County alleging error in denial of motion to suppress and motion to dismiss.
Appellate	Nease-Propser, Andrea	APP-24-0164	24-361	Supreme Court WV	State of West Virginia v. Carl Dean Hubbard	Direct appeal from McDowell County alleging error in consecutive rather than concurrent sentences.
Appellate	Nease-Propser, Andrea	APP-24-0165	24-366	Supreme Court WV	SER Carl Vance Waites v. The Honorable Patrick Wilson	Petition for Writ of Mandamus from Marion County alleging the court erred in dismissing information without a motion and denial of due process.
Appellate	Nease-Propser, Andrea	APP-24-0167	24-370	Supreme Court WV	State of West Virginia v. Andrew William Wassick	Direct appeal from Preston County alleging error in sentence of life without mercy.
Appellate	Nease-Propser, Andrea	APP-24-0168	24-371	Supreme Court WV	State of West Virginia v. Roy Tyson Cheshire	Direct Appeal from Preston County alleging breach of plea agreement.
Appellate	Nease-Propser, Andrea	APP-24-0169	24-374	Supreme Court WV	State of West Virginia v. Donald Carl Stout	Direct appeal from Preston County alleging unreasonable delay in trial.
Appellate	Nease-Propser, Andrea	APP-24-0170	24-375	Supreme Court WV	Anthony Adkins v. Jonathan Frame, Superintendent	Appeal of habeas denial of Amended Petition for Writ of Habeas Corpus from Cabell County. Petitioner alleges ineffective assistance of counsel and diminished mental capacity.
Appellate	Nease-Propser, Andrea	APP-24-0171	24-377	Supreme Court WV	State of West Virginia v. Christopher M. Carver	Direct appeal from Fayette County alleging error in denial of motion to sever trial, denial of motion to suppress search of vehicle, failure to fully read a jury instruction, and failure to grant judgment of acquittal.
Appellate	Nease-Propser, Andrea	APP-24-0172	24-379	Supreme Court WV	State of West Virginia v. Bill Spaulding	Direct appeal of probation revocation from Mingo County alleging inappropriate sanction.
Appellate	Nease-Propser, Andrea	APP-24-0038	24-38	Supreme Court WV	State of West Virginia v. Alex Hunter Mills	Direct Appeal from Raleigh County challenging criminal conviction.
Appellate	Nease-Propser, Andrea	APP-24-0173	24-382	Supreme Court WV	State of West Virginia v. Wilber Alexander Sorto Chicas	Direct appeal of denial of Rule 35(b) motion from Marion County seeking remand.
Appellate	Nease-Propser, Andrea	APP-24-0176	24-384	Supreme Court WV	SER Stephen Cross v. The Honorable David H. Wilmoth and Bryan Lanham, Superintendent	Writ of prohibition/habeas corpus alleging error in refusal to dismiss case.
Appellate	Nease-Propser, Andrea	APP-24-0175	24-385	Supreme Court WV	State of West Virginia v. Richard Gravely	Direct appeal of Cabell County conviction alleging error in plea.

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Appellate	Nease-Propert, Andrea	APP-24-0041	24-40	Supreme Court WV	State of West Virginia v. Zeto Tape	Direct appeal from Berkeley County alleging insufficient evidence.
Appellate	Nease-Propert, Andrea	APP-24-0177	24-401	Supreme Court WV	State of West Virginia v. Jeremiah Dunn	Direct appeal from Ohio County alleging denial of copy of criminal case file.
Appellate	Nease-Propert, Andrea	APP-24-0178	24-406	Supreme Court WV	State of West Virginia v. Justin Howard Groff	Direct appeal from Cabell County alleging lack of Pre-Sentence Investigation (PSI) and disproportionate sentence following guilty plea.
Appellate	Nease-Propert, Andrea	APP-24-0179	24-407	Supreme Court WV	State of West Virginia v. John D. Long	Direct appeal from Greenbrier County appealing denial of motion to reduce sentence.
Appellate	Nease-Propert, Andrea	APP-24-0180	24-408	Supreme Court WV	State of West Virginia v. Tyrant Boisa Gray	Direct appeal from Kanawha County alleging insufficient evidence.
Appellate	Nease-Propert, Andrea	APP-24-0181	24-411	Supreme Court WV	Isaiha Hughes v. Shawn Straughn, Superintendent	Appeal of Marshall County denial of habeas relief alleging error in failure to grant relief, issue findings of fact and conclusions of law, and grant a hearing.
Appellate	Nease-Propert, Andrea	APP-24-0042	24-42	Supreme Court WV	State of West Virginia v. Zachory William Kaylor	Direct appeal from Mineral County alleging insufficient evidence.
Appellate	Nease-Propert, Andrea	APP-24-0182	24-420	Supreme Court WV	State of West Virginia v. Christopher Beckinsale	Direct appeal from Mingo County alleging plea was a result of coercion, conflict of interest with judge, and ineffective assistance of counsel.
Appellate	Nease-Propert, Andrea	APP-24-0183	24-421	Supreme Court WV	State of West Virginia v. Aaron Wayne Walker	Direct appeal from Wood County alleging insufficient evidence, failure to bifurcate, allowing a person of comfort around a minor witness, and other evidentiary issues.
Appellate	Nease-Propert, Andrea	APP-24-0188	24-422	Supreme Court WV	State of West Virginia v. Robert Michael Stump	Direct appeal from Wood County alleging involuntary confession, error in allowing certain expert testimony, and error in allowing evidence of law enforcement interview.
Appellate	Nease-Propert, Andrea	APP-24-0187	24-423	Supreme Court WV	State of West Virginia v. Kenneth Bruce Jackson	Direct appeal from Marion County alleging illegal electronic intercept and disproportionate recidivist sentence.
Appellate	Nease-Propert, Andrea	APP-24-0043	24-43	Supreme Court WV	State of West Virginia v. Desmond Lamont Davis	Direct appeal from Berkeley County alleging insufficient evidence.
Appellate	Nease-Propert, Andrea	APP-24-0184	24-432	Supreme Court WV	SER State of West Virginia v. The Honorable Bridget Cohee	Petition for Writ of Prohibition from Berkeley County.
Appellate	Nease-Propert, Andrea	APP-24-0044	24-44	Supreme Court WV	State of West Virginia v. Charlton A. Horton, Jr.	Appeal of denial of Rule 35(b) motion from Mineral County.
Appellate	Nease-Propert, Andrea	APP-24-0186	24-441	Supreme Court WV	State of West Virginia v. Cleotis Eppes	Direct appeal from Monongalia County alleging error in denial of motion to dismiss based on the three-term rule and in denial of motion for new trial.

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Appellate	Nease-Proper, Andrea	APP-24-0185	24-443	Supreme Court WV	State of West Virginia v. Todd Anthony Anderson, Jr.	Direct appeal from Jefferson County alleging involuntary guilty plea, unconstitutionally vague statute, and error in finding a violation of deferred adjudication.
Appellate	Nease-Proper, Andrea	APP-24-0189	24-447	Supreme Court WV	SER William M. Echard, II v. Shelby Searls, Superintendent, Huttonsville Correctional Center and Jail	Petition for writ of mandamus alleging failure by Harrison County to resentence Petitioner for a second appeal.
Appellate	Nease-Proper, Andrea	APP-24-0045	24-45	Supreme Court WV	State of West Virginia v. Paul McCullough	Direct appeal of a criminal conviction from Gilmer County alleging the court erred in admitting 404(b) evidence and the Prosecutor deprived the Petitioner of the presumption of innocence.
Appellate	Nease-Proper, Andrea	APP-24-0194	24-450	Supreme Court WV	State of West Virginia v. Henry Massey, Jr.	Direct appeal from Boone County alleging error in denial of judgment of acquittal and juror falling asleep.
Appellate	Nease-Proper, Andrea	APP-24-0193	24-453	Supreme Court WV	SER Aaron Jimmie Urban v. The State of West Virginia and The Honorable David J. Hardy, Judge of the Circuit Court of Kanawha County	Original Jurisdiction petition for writ of prohibition alleging failure to arraign properly, ineffective assistance of counsel, and demurrer of jurisdiction.
Appellate	Nease-Proper, Andrea	APP-24-0195	24-454	Supreme Court WV	Jeremy Saunders v. Jonathan Frame, Superintendent, Mount Olive Correctional Facility and Jail	Appeal of habeas denial from Calhoun County alleging ineffective assistance of counsel and failure to hold a hearing.
Appellate	Nease-Proper, Andrea	APP-24-0192	24-460	Supreme Court WV	State of West Virginia v. Keith L. Wheaton	Direct appeal from Berkeley County regarding suspended attorney's conviction for practicing law without a license.
Appellate	Nease-Proper, Andrea	APP-24-0196	24-461	Supreme Court WV	State of West Virginia v. John Wolfe	Direct appeal from Marion County alleging use of prejudicial evidence of gang affiliation.
Appellate	Nease-Proper, Andrea	APP-24-0190	24-462	Supreme Court WV	State of West Virginia v. Samuel Lee Lineberg	Direct appeal from Berkeley County of a life without mercy conviction alleging insufficient evidence.
Appellate	Nease-Proper, Andrea	APP-24-0191	24-463	Supreme Court WV	State of West Virginia v. Joseph E. Howard	Direct appeal from Wood County alleging insufficient evidence in circuit court proceeding affirming a magistrate court jury verdict.
Appellate	Nease-Proper, Andrea	APP-24-0198	24-465	Supreme Court WV	Aron Freeland v. Shawn Straughn, Superintendent, Northern Regional Correctional Center	Appeal of denial of habeas relief from Randolph County alleging insufficient order and failure to hold a hearing.
Appellate	Nease-Proper, Andrea	APP-24-0202	24-468	Supreme Court WV	SER Michelle McCracken v. J.D. Sallaz, Superintendent	Appeal of denial of habeas relief from Marshall County alleging ineffective assistance of counsel.
Appellate	Nease-Proper, Andrea	APP-24-0203	24-470	Supreme Court WV	State of West Virginia v. Richard William Thornton	Direct appeal of guilty plea from Kanawha County alleging incompetency.
Appellate	Nease-Proper, Andrea	APP-24-0200	24-473	Supreme Court WV	SER Sonte Butler v. Shawn Straughn, Superintendent	Original jurisdiction petition for writ of habeas corpus arising from Ohio County.

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Appellate	Nease-Propser, Andrea	APP-24-0199	24-476	Supreme Court WV	State of West Virginia v. Heather Renee Johnston	Direct appeal from Hancock County of the denial of West Virginia Rules of Criminal Procedure Rule 35(b) relief.
Appellate	Nease-Propser, Andrea	APP-24-0209	24-485	Supreme Court WV	State of West Virginia v. Leonard Keyes	Direct appeal from a Hancock County probation revocation alleging the lower court bypassed mandated sanctions.
Appellate	Nease-Propser, Andrea	APP-24-0226	24-486	Supreme Court WV	SER Jonathan Tillman v. Jonathan Frame, Superintendent	Appeal of denial of habeas relief from Putnam County alleging involuntary plea and incompetence at time of plea.
Appellate	Nease-Propser, Andrea	APP-24-0212	24-487	Supreme Court WV	State of West Virginia v. Dylan Lee Heldreth	Direct appeal from Marion County alleging insufficient evidence, inconsistent jury verdict and excessive sentence.
Appellate	Nease-Propser, Andrea	APP-24-0205	24-490	Supreme Court WV	In Re: Harold Douglas Gunnoe	Putnam County Original Jurisdiction Petition for Writ of Mandamus seeking records.
Appellate	Nease-Propser, Andrea	APP-24-0204	24-491	Supreme Court WV	State ex rel. Holly Harper v. The Honorable Dale Echols, II	Cabell County Original Jurisdiction Petition for Writ of Mandamus seeking records.
Appellate	Nease-Propser, Andrea	APP-24-0227	24-492	Supreme Court WV	State ex rel. Gerald Lynn Williams v. The Honorable Thomas B. Hoxie	Original jurisdiction petition from Taylor County for writ of mandamus seeking ruling on Freedom of Information Act request.
Appellate	Nease-Propser, Andrea	APP-24-0252	24-493	Supreme Court WV	State of West Virginia v. Deron Yarrell	Direct appeal from Fayette County alleging error in failure to grant judgment of acquittal on drug charges and failure to exclude cell phone data.
Appellate	Nease-Propser, Andrea	APP-24-0211	24-499	Supreme Court WV	State of West Virginia v. Clayton S. Collins	Direct appeal from Harrison County of denial of motion to correct illegal sentence seeking to have recidivist enhancement removed.
Appellate	Nease-Propser, Andrea	APP-24-0023	24-5	Supreme Court WV	Richard Knotts v. Donnie Ames, Superintendent	Appeal of denial of habeas relief after remand from prior appeal alleging Zain III issue.
Appellate	Nease-Propser, Andrea	APP-24-0207	24-502	Supreme Court WV	State ex rel. Aron Freeland v. Honorable Cindy S. Scott	Monongalia County Petition for Writ of Mandamus.
Appellate	Nease-Propser, Andrea	APP-24-0210	24-509	Supreme Court WV	State ex rel. Terrick Hogan v. Honorable Kenneth Ballard	Petition for Writ of Mandamus from Kanawha County.
Appellate	Nease-Propser, Andrea	APP-24-0216	24-512	Supreme Court WV	SER Phillip Whitley v. The Honorable Timothy Sweeney	Original jurisdiction petition for writ of mandamus seeking relief from Ritchie County Circuit Court rulings on misdemeanor counts.
Appellate	Nease-Propser, Andrea	APP-24-0236	24-513	Supreme Court WV	State of West Virginia v. James Richard Smith	Direct appeal from Cabell County alleging denial of grand jury transcript.
Appellate	Nease-Propser, Andrea	APP-24-0217	24-519	Supreme Court WV	State of West Virginia v. Dalton Bradford Good	Direct appeal from Jackson County alleging disproportionate sentence.

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Appellate	Nease-Proper, Andrea	APP-24-0218	24-522	Supreme Court WV	State of West Virginia v. Edward Bryant Russell	Direct appeal from Kanawha County alleging unconstitutionality of extended supervised release statute and double jeopardy.
Appellate	Nease-Proper, Andrea	APP-24-0219	24-524	Supreme Court WV	State of West Virginia v. Lawrence G. Stoddard	Direct appeal from Morgan County alleging error in revocation of alternative sentence and imposition of prison.
Appellate	Nease-Proper, Andrea	APP-24-0221	24-527	Supreme Court WV	State of West Virginia v. Carl Moore, Jr.	Direct appeal from Monongalia County alleging unjust probation revocation.
Appellate	Nease-Proper, Andrea	APP-24-0222	24-529	Supreme Court WV	SER Iran Eli Glover v. Belinda J. Biafore	Petition for Writ of Mandamus from Marion County.
Appellate	Nease-Proper, Andrea	APP-24-0223	24-530	Supreme Court WV	State of West Virginia v. Randy Gene Fink	Direct appeal from Raleigh County seeking to withdraw a 2016 guilty plea.
Appellate	Nease-Proper, Andrea	APP-24-0224	24-531	Supreme Court WV	State of West Virginia v. Douglas Shreve	Direct appeal from Grant County Circuit Court appeal from magistrate court conviction alleging insufficient evidence.
Appellate	Nease-Proper, Andrea	APP-24-0220	24-532	Supreme Court WV	SER Andy McCauley, Jr. v. Honorable Debra McLaughlin	Petition for Writ of Mandamus from Morgan County.
Appellate	Nease-Proper, Andrea	APP-24-0225	24-534	Supreme Court WV	SER Robert I. Brown, Jr. v. Honorable Thomas Ewing	Petition for Writ of Mandamus from Fayette County.
Appellate	Nease-Proper, Andrea	APP-24-0228	24-537	Supreme Court WV	State ex rel. Lucas McVay v. Jonathan Frame, Superintendent	Appeal of denial of subsequent habeas relief from Lewis County alleging ineffective assistance of habeas counsel.
Appellate	Nease-Proper, Andrea	APP-24-0231	24-538	Supreme Court WV	State of West Virginia v. Justin Keel a/k/a George Smith	Direct appeal from Wood County alleging error in introduction of phone records and hearsay evidence.
Appellate	Nease-Proper, Andrea	APP-24-0233	24-539	Supreme Court WV	State of West Virginia v. Duwan Malik Groover	Direct appeal from Ohio County alleging ineffective assistance of counsel.
Appellate	Nease-Proper, Andrea	APP-24-0230	24-543	Supreme Court WV	State of West Virginia v. James R. Smith	Direct appeal from Cabell County alleging denial of grand jury transcript.
Appellate	Nease-Proper, Andrea	APP-24-0234	24-546	Supreme Court WV	State of West Virginia v. Anthony Francis Silvester, III	Direct appeal from Randolph County alleging ambiguity in statute, error in including prejudicial evidence, and error in jury instruction.
Appellate	Nease-Proper, Andrea	APP-24-0229	24-547	Supreme Court WV	State ex rel. Aaron Jimmie Urban v. David Hardy, Kanawha County Circuit Court	Original Jurisdiction petition for writ of prohibition against Kanawha County regarding involuntary medication to regain competency.
Appellate	Nease-Proper, Andrea	APP-24-0235	24-548	Supreme Court WV	State of West Virginia v. Michael E. Brown	Direct appeal from Cabell County order denying motion for new trial.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Nease-Propser, Andrea	APP-24-0046	24-55	Supreme Court WV	State of West Virginia v. Joseph Scott Taylor	Direct appeal from Marion County alleging insufficient evidence.
Appellate	Nease-Propser, Andrea	APP-24-0253	24-553	Supreme Court WV	State of West Virginia v. Steven DeSantis	Direct appeal from Monongalia County alleging error in denial of motion to continue and in denial of admission of evidence.
Appellate	Nease-Propser, Andrea	APP-24-0232	24-557	Supreme Court WV	State ex rel. State of West Virginia v. Michael Ray Williams, II	Petition for Writ of Prohibition from Mercer County filed by the State against Michael Ray Williams, II and The Honorable Mark E. Wills, Judge of the Circuit Court of Mercer County.
Appellate	Nease-Propser, Andrea	APP-24-0237	24-565	Supreme Court WV	State of West Virginia v. Joe Stumbo	Direct appeal from Pendleton County alleging error in denial of motion for judgment of acquittal.
Appellate	Nease-Propser, Andrea	APP-24-0238	24-567	Supreme Court WV	State of West Virginia v. Virgil Myron Willie	Direct appeal from Harrison County alleging Brady violations, false trial testimony, and evidentiary issues.
Appellate	Nease-Propser, Andrea	APP-24-0239	24-568	Supreme Court WV	State of West Virginia v. Preston Wade Caudill	Direct appeal from Nicholas County alleging non-unanimous jury, not allowing Petitioner to wear military uniform, and evidentiary errors.
Appellate	Nease-Propser, Andrea	APP-24-0240	24-571	Supreme Court WV	State of West Virginia v. Phillip Craig Smith	Direct appeal from Wirt County alleging insufficient evidence and jury tampering.
Appellate	Nease-Propser, Andrea	APP-24-0241	24-572	Supreme Court WV	SER Jonathan Matthew Biller v. Honorable David R. Janes	Original Jurisdiction Petition for Writ of Prohibition from Marion County alleging prosecutorial misconduct and error in denying motion to disqualify Assistant Prosecuting Attorney.
Appellate	Nease-Propser, Andrea	APP-24-0245	24-573	Supreme Court WV	Adam Scott Lytle v. David Ballard, Superintendent	Appeal of Roane County denial of habeas relief alleging ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-24-0242	24-576	Supreme Court WV	State of West Virginia v. Robert I. Brown, Jr.	Direct appeal from Fayette County of order denying motion to rescind indictment.
Appellate	Nease-Propser, Andrea	APP-24-0243	24-578	Supreme Court WV	State of West Virginia v. Robert I Brown, Jr.	Direct appeal from Fayette County of order denying motions for payment of forensic pathologist and testing of decedent.
Appellate	Nease-Propser, Andrea	APP-24-0244	24-579	Supreme Court WV	State of West Virginia v. Robert Brown	Direct appeal from Fayette County of order denying motion for production of criminal case file.
Appellate	Nease-Propser, Andrea	APP-24-0246	24-583	Supreme Court WV	State of West Virginia v. Dillon Shawn Cleaver	Direct appeal from Mineral County alleging insufficient evidence and disproportionate sentence.
Appellate	Nease-Propser, Andrea	APP-24-0247	24-585	Supreme Court WV	State of West Virginia v. Augustus Gray	Direct appeal from Marion County alleging undue influence and ineffective assistance of counsel in accepting a conditional plea.
Appellate	Nease-Propser, Andrea	APP-24-0248	24-588	Supreme Court WV	SER Brian Morgan v. Jonathan Frame, Superintendent	Original Jurisdiction Petition for Writ of Habeas Corpus seeking to have his prior habeas denial overruled.

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Appellate	Nease-Propser, Andrea	APP-24-0249	24-589	Supreme Court WV	State of West Virginia v. Bryan Joseph Ramella	Direct appeal from Kanawha County of motion denying transcripts as untimely filed.
Appellate	Nease-Propser, Andrea	APP-24-0250	24-590	Supreme Court WV	SER David Robert Johnson v. The Honorable Jason Cuomo	Original Jurisdiction Petition for Writ of Prohibition from Hancock County alleging error in failure to dismiss for violation of the three-term rule.
Appellate	Nease-Propser, Andrea	APP-24-0047	24-61	Supreme Court WV	Robert A. Clay, II v. Shawn Straughn, Superintendent	Habeas appeal from Cabell County alleging Petitioner's attorney failed to advise of Kennedy Plea.
Appellate	Nease-Propser, Andrea	APP-24-0251	24-615	Supreme Court WV	SER Allen Leon Schaffer v. Jason Hutson, Superintendent	Original jurisdiction from Harrison County, Petition for Writ of Habeas Corpus. Petitioner requests dismissal due to Untried Indictment.
Appellate	Nease-Propser, Andrea	APP-24-0048	24-62	Supreme Court WV	State of West Virginia v. William Logan Schofield	Direct appeal from Wirt County alleging failure to grant probation or alternative sentence.
Appellate	Nease-Propser, Andrea	APP-24-0049	24-65	Supreme Court WV	Carlos Tilley v. Shelby Searls, Superintendent	Appeal from Marion County alleging denial of subsequent habeas relief.
Appellate	Nease-Propser, Andrea	APP-24-0050	24-69	Supreme Court WV	State of West Virginia v. William Matthew Wilson	Direct appeal of a Marion County conviction alleging insufficient evidence and failure to suppress evidence.
Appellate	Nease-Propser, Andrea	APP-24-0051	24-70	Supreme Court WV	State of West Virginia v. Jerry Richard Harper	Direct appeal of a Roane County conviction alleging failure to consider facts.
Appellate	Nease-Propser, Andrea	APP-24-0052	24-71	Supreme Court WV	SER Damion Lee Moore v. Didymus Tate, Superintendent	Original jurisdiction Writ of Habeas Corpus alleging the Petitioner was deprived of his liberty for more than three terms of court without presenting the case to the grand jury.
Appellate	Nease-Propser, Andrea	APP-24-0053	24-72	Supreme Court WV	State of West Virginia v. Edward Dore Beckett, Jr.	Direct appeal from Jackson County alleging the circuit court abused its discretion in denying motion to withdraw guilty plea.
Appellate	Nease-Propser, Andrea	APP-24-0054	24-73	Supreme Court WV	State of West Virginia v. Michael E. Brown	Direct appeal from Cabell County alleging denial of admitting grand jury minutes.
Appellate	Nease-Propser, Andrea	APP-24-0055	24-78	Supreme Court WV	State of West Virginia v. Irvin Baker	Direct appeal from Berkeley County alleging the plea deal was not honored and seeking reversal of conviction and sentence.
Appellate	Nease-Propser, Andrea	APP-24-0056	24-79	Supreme Court WV	State of West Virginia v. Harry Lee Steele	Direct appeal from McDowell County seeking new trial and alleging he was not given credit for time served and his sentence was not in West Virginia Code.
Appellate	Nease-Propser, Andrea	APP-24-0057	24-81	Supreme Court WV	State of West Virginia v. Paul Anthony Conley	Direct appeal from Logan County alleging failure to preserve evidence and seeking review of court ruling regarding suppression of evidence issues.
Appellate	Nease-Propser, Andrea	APP-24-0058	24-85	Supreme Court WV	State of West Virginia v. James Royal Casto	Direct appeal from Jackson County alleging the lower court erred in accepting plea as Petitioner did not enter into plea knowingly and intelligently.

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Appellate	Nease-Propser, Andrea	APP-24-0059	24-88	Supreme Court WV	State of West Virginia v. Roderick Levi Howard	Direct appeal from Putnam County alleging illegal search.
Appellate	Nease-Propser, Andrea	APP-24-0060	24-93	Supreme Court WV	Devon Stephens v. Josh Ward, Interim Superintendent	Habeas appeal from Marion County alleging an involuntary guilty plea and ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-24-0061	24-94	Supreme Court WV	State of West Virginia v. Terry Wayne Kirby	Direct appeal from Kanawha County conviction seeking to vacate sentence and alleging ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-24-0062	24-95	Supreme Court WV	State of West Virginia v. Alex D. Likens	Direct appeal from Mingo County seeking reversal of two convictions and alleging the court erred by denying a mistrial, not granting his acquittal, insufficient evidence, and not submitting to the jury the proportionality issues.
Appellate	Nease-Propser, Andrea	APP-24-0072	24-98	Supreme Court WV	State of West Virginia v. Ronnie Eric Cochran	Direct appeal from Raleigh County alleging double jeopardy and the court erred by not dismissing all charges.
Appellate	Nease-Propser, Andrea	APP-24-0101	24-ICA-146	Intermediate Court of Appeals – WV	In Re: Expungement of Record of W.M.S.	Direct appeal from Morgan County alleging the court erred in finding that delivery of a controlled substance is a violent crime and expungement is prohibited.
Appellate	Nease-Propser, Andrea	APP-18-0243	3:18-cv-1464	USDC WVSD	Jeffrey Lee Finley v. Donald F. Ames, Superintendent	Petition for Writ of Habeas Corpus alleging the trial judge met with jury out of his presence, denial of effective assistance of counsel, and Brady violation.
Appellate	Nease-Propser, Andrea	APP-21-0242	3:21-cv-166	USDC WVND	Randy L. Hammer v. Shawn Straughn, Superintendent	§ 2254 Habeas petition alleging violation of due process because Prosecutor fraudulently holding office, improper jurisdiction of circuit court, and judicial misconduct.
Appellate	Nease-Propser, Andrea	APP-22-0122	3:22-cv-108	USDC WVSD	Rajion Alterek Mayo v. Shelby Searls, Superintendent	Petition for Writ of Habeas Corpus alleging error in juvenile transfer, ineffective assistance of counsel, and disproportionate sentencing.
Appellate	Nease-Propser, Andrea	APP-22-0145	3:22-cv-343	USDC WVSD	Patricia Ann Aldridge v. J.D. Salaz, Superintendent	Petition for Writ of Habeas Corpus alleging ineffective assistance of counsel, failure to present forensic evidence, and perjury by trial counsel.
Appellate	Nease-Propser, Andrea	APP-23-0142	3:22-cv-552	USDC WVSD	Thomas M. White, Jr. v. Donald F. Ames, Superintendent	§ 2254 Habeas petition alleging illegal warrantless search, prejudicial West Virginia Rules of Evidence Rule 404(b) evidence, and disproportionate sentence.
Appellate	Nease-Propser, Andrea	APP-24-0079	3:24-cv-00116	USDC WVSD	Quinton Peterson v. Josh Ward, Superintendent	Federal habeas action challenging criminal conviction from Cabell County and alleging witness and evidence tampering.
Appellate	Nease-Propser, Andrea	APP-24-0201	3:24-cv-114	USDC WVND	Mason Bishop v. Warden, Huttonsville Correctional Center	Petition for Writ of Habeas Corpus from Mercer County alleging denial of transcripts, violation of 5th Amendment during plea hearing, sentence qualifying as cruel and unusual punishment, and ineffective assistance of counsel.
Appellate	Nease-Propser, Andrea	APP-24-0197	3:24-cv-387	USDC WVSD	Vincent Gregory Baisi v. Carl Aldridge, Superintendent	Petition for Writ of Habeas Corpus arising from a Putnam County indictment and alleging prosecutorial misconduct.
Appellate	Nease-Propser, Andrea	APP-24-0102	3:24-cv-41	USDC WVND	Keith Allen Wood v. Shawn Straughn, Superintendent	Federal Petition for Writ of Habeas Corpus from Brooke County alleging State remedies have not been exhausted.

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Appellate	Nease-Propert, Andrea	APP-15-0235	5:15-cv-106	USDC WVND	Patrick Joseph Meckling v. David Ballard, Warden	§ 2254 Ohio County Habeas petition alleging ineffective assistance of counsel, improper basis for recidivist enhancement, and denial of due process by requiring him to appear shackled before the jury.
Appellate	Nease-Propert, Andrea	APP-17-131	5:17-cv-3111	USDC WVSD	Norma Brown Griffin v. State of West Virginia	§ 2254 Habeas petition alleging extortion statute is unconstitutional, prosecutorial misconduct, and ineffective assistance of counsel.
Appellate	Nease-Propert, Andrea	APP-19-0175	5:19-cv-163	USDC WVSD	Jack Jones v. Shawn Strawn, Superintendent	§ 2254 Habeas petition alleging the Quinn-Barbe issue and failure to provide exculpatory evidence.
Appellate	Nease-Propert, Andrea	APP-21-0152	5:20-cv-661	USDC WVSD	Angela Dawn Miller v. J.D. Sallaz, Superintendent	Petition for Writ of Habeas Corpus alleging denial of psychiatric defense, ineffective assistance of counsel, new evidence of juror misconduct, and improper voir dire.
Appellate	Nease-Propert, Andrea	APP-22-0067	5:21-cv-198	USDC WVND	Frank Antrobis v. Huttonsville Correctional Center	Petition for Writ of Habeas Corpus alleging Brady violation, newly discovered evidence, knowing use of perjured testimony, pre-indictment delay, 4th Amendment violation, and severe sentence.
Appellate	Nease-Propert, Andrea	APP-22-0027	5:21-cv-41	USDC WVND	Ross Jenkins v. Shelby Searls, Superintendent	Petition for Writ of Habeas Corpus alleging ineffective assistance of counsel.
Appellate	Nease-Propert, Andrea	APP-22-0150	5:22-cv-163	USDC WVND	Henry Clay Davis v. Warden, Northern Regional Jail	§ 2254 Habeas petition alleging involuntary plea and ineffective assistance of counsel.
Appellate	Nease-Propert, Andrea	APP-22-0146	5:22-cv-180	USDC WVSD	Steven Jacob Dukes v. Scott Mutter, Warden	§ 2254 Habeas petition alleging ineffective assistance of counsel.
Appellate	Nease-Propert, Andrea	APP-22-0087	5:22-cv-206	USDC WVSD	Thomas Leftwich v. Donnie Ames, Superintendent	Petition for Writ of Habeas Corpus alleging excessive sentence in violation of double jeopardy, coerced confession, ineffective assistance of counsel, defective indictment, improper jury instruction and jury composition, and due process violation.
Appellate	Nease-Propert, Andrea	APP-22-0068	5:22-cv-32	USDC WVND	Robert Rhodes v. Donald Ames, Superintendent	§ 2254 Federal habeas Rule 59(e) motion.
Appellate	Nease-Propert, Andrea	APP-24-0174	5:24-cv-103	USDC WVND	Aric Jason Stutler v. Didymus Tate, Superintendent	Federal habeas petition alleging parole was unlawfully revoked, he was denied counsel, and he did not comprehend proceedings.
Appellate	Nease-Propert, Andrea	APP-24-0040	5:24-cv-20	USDC WVND	Robert Andrew Pearce v. Didymus Tate, Superintendent	Federal habeas from Berkeley County seeking extradition to Maryland and alleging he has been unlawfully detained in West Virginia.
Appellate	Nease-Propert, Andrea	APP-24-0126	5:24-cv-88	USDC WVND	Asaveon Coleman v. Shelby Searls, Superintendent	Federal habeas from Berkeley County alleging a confession was obtained unlawfully, law enforcement failed to comply with statutory parental notification, and he unknowingly waived his Miranda rights.
Appellate	Niday, Mary	APP-20-0051	1:19-cv-135	USDC WVND	Clarke D. Patterson v. Thomas Harlan, Interim Superintendent	§ 2254 Habeas petition alleging distrust in Wheeling District Court and requesting permission to file in DC Circuit Court.
Appellate	Niday, Mary	APP-20-0183	1:20-cv-235	USDC WVND	Julia Ann Surbaugh v. J.D. Sallaz, Superintendent	§ 2254 Habeas petition alleging ineffective assistance of counsel, improper jury instruction regarding blood evidence, improper witness testimony, improper admission of evidence from first trial, and prosecutorial misconduct.
Appellate	Niday, Mary	APP-21-0254	1:21-cv-85	USDC WVND	Rickie Greenfield, Jr. v. Donnie Ames, Superintendent	§ 2254 Habeas petition alleging ineffective assistance of counsel, constitutional violations arising from use of phone tower records, judicial misconduct, and illegal search and seizure.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Niday, Mary	APP-23-0053	1:23-cv-222	USDC WVSD	Mason Bishop v. Shelby Searls, Superintendent	§ 2254 Habeas petition alleging denial of transcripts, violation of 5th Amendment during plea hearing, sentence qualifying as cruel and unusual punishment, and ineffective assistance of counsel.
Appellate	Niday, Mary	APP-23-0203	1:23-cv-473	USDC WVSD	Gary Dickens v. Warden Rokosky	§ 2254 Habeas petition alleging ineffective assistance of counsel.
Appellate	Niday, Mary	APP-19-0104	2:19-cv-53	USDC WVSD	Ronald E. Lambert, Jr. v. Donald Ames, Superintendent	§ 2254 Habeas petition alleging violation of procedural due process in determination of competency and ineffective assistance of counsel.
Appellate	Niday, Mary	APP-20-0100	2:20-cv-386	USDC WVSD	Michael K. Merrifield v. Donnie Ames, Superintendent	§ 2254 Habeas petition requesting issuance of bail due to absence of available corrective process and existence of extraordinary circumstances.
Appellate	Niday, Mary	APP-21-0036	2:20-cv-43	USDC WVSD	Dennis J. Rydbom v. Donnie Ames, Superintendent	Habeas appeal alleging violations relating to speedy trial right, right to proceed pro se, unlawful search and seizure, 14th Amendment, jurisdiction, and due process.
Appellate	Niday, Mary	APP-22-0125	2:22-cv-103	USDC WVSD	Carl Tramane Magee v. Donald Ames, Superintendent	§ 2254 Habeas petition alleging defective indictment, Brady violations, plain error regarding post-conviction rights, and ineffective assistance of counsel.
Appellate	Niday, Mary	APP-22-0081	2:22-cv-165	USDC WVSD	Donald Anthony Workman v. Timothy King, Superintendent	Federal petition alleging ineffective assistance of counsel and equal protection violations.
Appellate	Niday, Mary	APP-23-0035	2:22-cv-479	USDC WVSD	Jordan J. Goard v. Donnie Ames, Superintendent	§ 2254 Habeas petition alleging ineffective assistance of counsel, inappropriate comments by Prosecutor in closing, insufficient evidence, and disproportionate sentence.
Appellate	Niday, Mary	APP-23-0019	2:22-cv-585	USDC WVSD	Gary Lee Rollins v. Donnie Ames, Superintendent	§ 2254 Habeas petition alleging prosecutorial misconduct, improper jury selection, and prejudicial testimony admitted.
Appellate	Niday, Mary	APP-23-0107	2:23-cv-230	USDC WVSD	David L. Ingram v. Shelby Searls, Superintendent	§ 2254 Habeas petition alleging error in denial of omnibus hearing, ineffective assistance of counsel, and denial of access to courts.
Appellate	Niday, Mary	APP-20-0031	20-0010	Supreme Court WV	State of West Virginia v. Jerome Devonte Russell	Direct appeal alleging incorrect sentence.
Appellate	Niday, Mary	APP-20-0061	20-0143	Supreme Court WV	Thomas E. Leftwich v. Donnie Ames, Superintendent	Habeas appeal alleging error in denial of petition asserting constitutional violations related to ineffective assistance of counsel, prosecutorial misconduct, defective indictment, improper jury instruction, and expert testimony.
Appellate	Niday, Mary	APP-20-0117	20-0386	Supreme Court WV	SER Terrance Antoine McArthur v. Honorable Louis H. Bloom	Writ of Mandamus alleging ineffective assistance of counsel, defective indictment, three term violation, excessive bail, and irregularities impacting entry of plea.
Appellate	Niday, Mary	APP-20-0168	20-0605	Supreme Court WV	State of West Virginia v. Raymond Bickley	Appeal of probation revocation and revocation of extended supervised release alleging due process violations. Petitioner is seeking reversal of sentence and to be returned to original position to have a jury trial.
Appellate	Niday, Mary	APP-21-0017	20-0619	Supreme Court WV	Matthew Gates v. Donnie Ames, Superintendent	Habeas appeal alleging plain error and abuse of discretion in finding no viable claim of ineffective assistance of counsel without hearing or appointment of habeas counsel.
Appellate	Niday, Mary	APP-21-0076	21-0227	Supreme Court WV	State of West Virginia v. Carli Renae Reed	Direct appeal alleging error regarding Rule 404(b), improper jury instructions, insufficient evidence, granting motion to bifurcate, prosecutorial misconduct, and failure to indict timely.
Appellate	Niday, Mary	APP-21-0104	21-0251	Supreme Court WV	Christopher Cox v. Donnie Ames, Superintendent	Habeas appeal alleging newly discovered evidence and ineffective assistance of counsel.
Appellate	Niday, Mary	APP-21-0086	21-0256	Supreme Court WV	Harry Reynolds v. Donnie Ames, Superintendent	Habeas appeal alleging due process violations and prosecutorial misconduct.
Appellate	Niday, Mary	APP-21-0090	21-0268	Supreme Court WV	State of West Virginia v. Kyle Lewis Taylor	Direct appeal alleging improper jury charge, prosecutorial misconduct, error in failing to grant motion for directed verdict, and any other claim after review of transcripts.
Appellate	Niday, Mary	APP-21-0111	21-0376	Supreme Court WV	State of West Virginia v. Thomas McLeod	Rule 35(b) appeal alleging error in denial without findings of fact and conclusions of law.
Appellate	Niday, Mary	APP-21-0134	21-0395	Supreme Court WV	Brandon Saul v. Donnie Ames, Superintendent	Habeas appeal alleging error in failure to hold omnibus hearing and denial of relief regarding claims raised.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Niday, Mary	APP-21-0129	21-0403	Supreme Court WV	Thomas White, Jr. v. Donnie Ames, Superintendent	Habeas appeal alleging error as a matter of law in denial of petition.
Appellate	Niday, Mary	APP-21-0135	21-0432	Supreme Court WV	Ricky Vincent Pendleton v. Donald Ames, Superintendent	Habeas appeal alleging abuse of discretion in failure to address full scope of claim under Rule 60(b)(1)(4)(6) motion.
Appellate	Niday, Mary	APP-21-0138	21-0467	Supreme Court WV	State of West Virginia v. Michael Coffey	Direct appeal alleging error in denying motion to cross and impeach mother of victim (Rule 609 and Rule 404(b)), denial of motion in limine regarding expert testimony, and denial of motion to question mother of victim regarding calls to hospital.
Appellate	Niday, Mary	APP-21-0156	21-0472	Supreme Court WV	State of West Virginia v. Michael White	Direct appeal of home confinement revocation alleging abuse of discretion in requiring drug/alcohol rehab as condition of home incarceration and revocation based on Petitioner's violation of home confinement conditions.
Appellate	Niday, Mary	APP-21-0162	21-0534	Supreme Court WV	Jaylen Alexander v. Donnie Ames, Superintendent	Habeas appeal alleging due process violation based on ineffective assistance of counsel, illegal and disproportionate sentence, insufficiency of evidence, failure to provide transcripts, coerced confession, and defective indictment.
Appellate	Niday, Mary	APP-21-0172	21-0550	Supreme Court WV	State of West Virginia v. James Thomas Miller	Direct appeal alleging insufficient evidence, involuntary confession, severe sentence imposed, and violation of three-term rule/right to speedy trial.
Appellate	Niday, Mary	APP-21-0186	21-0598	Supreme Court WV	State of West Virginia v. Michael Moles, Jr.	Direct appeal alleging error in failing to advise regarding Rule 11 plea and guilty plea made unknowingly and involuntarily/without advice of counsel.
Appellate	Niday, Mary	APP-21-0193	21-0612	Supreme Court WV	Jamie Miller v. Donnie Ames, Superintendent	Habeas appeal alleging defective jury instructions, double jeopardy violation, defective indictment, and ineffective assistance of counsel.
Appellate	Niday, Mary	APP-21-0202	21-0638	Supreme Court WV	State of West Virginia v. Carl Wayne Rich	Direct appeal alleging recidivist information defective and untimely filed, improper impeachment of State's witness, recusal of Judge Dent, prejudicial and violative of Petitioner's due process rights, insufficient evidence, and disproportionate sentencing.
Appellate	Niday, Mary	APP-21-0216	21-0689	Supreme Court WV	State of West Virginia v. Timothy Lee Hager	Direct appeal alleging error in admitting Petitioner's confession obtained while in custody and hearsay testimony of State's key witness.
Appellate	Niday, Mary	APP-21-0221	21-0708	Supreme Court WV	Roy F. Hillberry, II v. Donald Ames, Superintendent	Habeas appeal alleging cell-site location information was unconstitutionally obtained and ineffective assistance of counsel.
Appellate	Niday, Mary	APP-21-0226	21-0778	Supreme Court WV	State of West Virginia v. Rodney H. Stemple	Direct appeal alleging disproportionate and excessive sentence.
Appellate	Niday, Mary	APP-21-0237	21-0797	Supreme Court WV	State of West Virginia v. Kenneth Bernard Nelson	Direct appeal alleging error in admission of Rule 404(b) evidence, defective indictment, 6th Amendment violation, due process violations, and ineffective assistance of counsel.
Appellate	Niday, Mary	APP-21-0249	21-0882	Supreme Court WV	Lewis Dailey v. Donnie Ames, Superintendent	Habeas appeal alleging ineffective assistance of counsel and unconstitutional disparity of sentence.
Appellate	Niday, Mary	APP-21-0253	21-0945	Supreme Court WV	Charles Barie v. Donnie Ames, Superintendent	Habeas appeal alleging ineffective assistance of counsel.
Appellate	Niday, Mary	APP-21-0258	21-0972	Supreme Court WV	State of West Virginia v. Jay Folse	Direct appeal alleging abuse of discretion in denying Petitioner's appeal as untimely.
Appellate	Niday, Mary	APP-22-0007	21-1028	Supreme Court WV	State of West Virginia v. Joseph Horn	Habeas appeal alleging ineffective assistance of counsel.
Appellate	Niday, Mary	APP-22-0034	22-0082	Supreme Court WV	State of West Virginia v. Tammy Gray	Direct appeal alleging insufficient evidence and defective search warrant.
Appellate	Niday, Mary	APP-22-0045	22-0159	Supreme Court WV	State of West Virginia v. Darius Jamal Porter	Direct appeal alleging error in denying motion to sever, discovery violations, insufficient evidence, and consideration of impermissible factors at sentencing.
Appellate	Niday, Mary	APP-22-0055	22-0205	Supreme Court WV	State of West Virginia v. Thomas H. Banks	Direct appeal alleging violation of 4th Amendment right in admission of drugs obtained in search.
Appellate	Niday, Mary	APP-22-0054	22-0211	Supreme Court WV	State of West Virginia v. Charles Eric Ward	Direct appeal alleging error in admission of evidence seized in illegal search.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Niday, Mary	APP-22-0094	22-0291	Supreme Court WV	State of West Virginia v. Tremale Leon Straughter	Direct appeal alleging coerced and involuntary plea, and breach of plea agreement.
Appellate	Niday, Mary	APP-22-0097	22-0306	Supreme Court WV	State of West Virginia v. Donnyel Simmons	Direct appeal alleging error in denial of mistrial arising from improper witness testimony, insufficient evidence, and improper admission of video of custodial statement.
Appellate	Niday, Mary	APP-22-0088	22-0315	Supreme Court WV	State of West Virginia v. Bryan Obloy	Direct appeal alleging error conducting trial despite Petitioner's incapacitation and inability to appear.
Appellate	Niday, Mary	APP-22-0091	22-0330	Supreme Court WV	Jack R. Watts v. Shawn Straughn, Superintendent	Habeas appeal alleging error in failing to issue findings of fact and conclusions of law, denial of amended petition, and failure to conduct omnibus hearing.
Appellate	Niday, Mary	APP-22-0089	22-0331	Supreme Court WV	SER Donald Lee Taylor v. Brian K. Lanham, Superintendent	Original Jurisdiction Habeas alleging ineffective assistance of counsel.
Appellate	Niday, Mary	APP-22-0116	22-0397	Supreme Court WV	Olin Matice Gaskins v. Donnie Ames, Superintendent	Habeas appeal alleging error in failure to hold omnibus hearing.
Appellate	Niday, Mary	APP-22-0123	22-0449	Supreme Court WV	Danny R. Six v. Donald S. Ames, Superintendent	Habeas appeal alleging failure to conduct omnibus hearing and deficient order regarding findings of fact and conclusions of law.
Appellate	Niday, Mary	APP-22-0139	22-577	Supreme Court WV	State of West Virginia v. Michael Faulkner	Direct appeal alleging plain error and lack of jurisdiction regarding probation.
Appellate	Niday, Mary	APP-22-0156	22-634	Supreme Court WV	State of West Virginia v. Michelle Boggs	Direct appeal alleging insufficient evidence and vagueness of W.Va. Code § 61-8D-2a.
Appellate	Niday, Mary	APP-22-0226	22-664	Supreme Court WV	State of West Virginia v. Michael Goodwin	Direct appeal alleging involuntary plea and illegal sentence.
Appellate	Niday, Mary	APP-23-0043	22-674	Supreme Court WV	State of West Virginia v. Joseph Wayne Mason	Direct appeal alleging improper admission of social media post, West Virginia Rules of Evidence Rule 404(b) violation related to gang affiliation, improper hearsay testimony, failure to sever, and cumulative error.
Appellate	Niday, Mary	APP-22-0147	22-700	Supreme Court WV	Gregory C. Burdette v. Donnie Ames, Superintendent, Mount Olive Correctional Complex	Habeas appeal alleging error in finding of res judicata regarding Petitioner's constitutional claims involving juror selection, sentencing, error in denial of additional forensic testing, and insufficient evidence.
Appellate	Niday, Mary	APP-22-0187	22-737	Supreme Court WV	State of West Virginia v. Natosha Kuhn	Direct appeal alleging error in imposing maximum consecutive sentences with supervised release.
Appellate	Niday, Mary	APP-22-0179	22-738	Supreme Court WV	Jeremiah Max Brown, Jr. v. Shelby Searls, Superintendent	Habeas appeal alleging error in failing to hold evidentiary hearing.
Appellate	Niday, Mary	APP-22-0193	22-742	Supreme Court WV	Charles Montana McCane, Jr. v. David Young, Superintendent	Habeas appeal alleging ineffective assistance of counsel, video surveillance not admitted into evidence, and failure to call witnesses.
Appellate	Niday, Mary	APP-22-0181	22-759	Supreme Court WV	State of West Virginia v. Kyle K. Slaughter	Direct appeal alleging error in failing to grant credit for time served.
Appellate	Niday, Mary	APP-22-0216	22-775	Supreme Court WV	State of West Virginia v. Andrew Prudnik	Direct appeal alleging error in admission of gruesome photos, admission of hearsay, improper jury instructions, admission of jail calls, improper sentencing recommendation, and improper jury selection.
Appellate	Niday, Mary	APP-22-0203	22-790	Supreme Court WV	State of West Virginia v. Richard Matthew Dillon	Direct appeal alleging insufficient evidence and ineffective assistance of counsel.
Appellate	Niday, Mary	APP-22-0200	22-801	Supreme Court WV	In Re: S.G.	Direct appeal alleging error in discretionary transfer of juvenile to adult status.
Appellate	Niday, Mary	APP-22-0198	22-805	Supreme Court WV	State of West Virginia v. M.W.	Direct appeal alleging error in admission of Petitioner's statement, Brady violation, and denial of post-trial motions based on mental illness.
Appellate	Niday, Mary	APP-22-0210	22-811	Supreme Court WV	State of West Virginia v. Timothy Mullinex	Direct appeal alleging insufficiency of evidence.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Niday, Mary	APP-22-0207	22-822	Supreme Court WV	State of West Virginia v. David Hunter Lewis	Direct appeal alleging error in denial of pretrial motions, admission of improper character evidence, and insufficient evidence of malice and intent.
Appellate	Niday, Mary	APP-22-0229	22-839	Supreme Court WV	Donnie Ames, Superintendent, Mt. Olive Correctional Complex v. Barry D. White	Habeas appeal alleging abuse of discretion in granting writ where none of the Frazier factors for newly discovered evidence were satisfied.
Appellate	Niday, Mary	APP-22-0228	22-859	Supreme Court WV	State of West Virginia v. Darrell G. Spitznogle	Direct appeal alleging defective indictment, error in admission of West Virginia Rules of Evidence Rule 404(b) evidence, and error in admission of Petitioner's statement regarding drug use.
Appellate	Niday, Mary	APP-23-0003	22-883	Supreme Court WV	State of West Virginia v. William J. Morrison, III	Summary Petition for bail under Rule 34 alleging abuse of discretion.
Appellate	Niday, Mary	APP-23-0066	22-900	Supreme Court WV	SER John W. Keener v. Russell Mason, Superintendent	Original Jurisdiction Prohibition alleging sex offender registry is unconstitutional and ineffective assistance of counsel.
Appellate	Niday, Mary	APP-23-0020	22-910	Supreme Court WV	Donald Dunn v. Donnie Ames, Superintendent	Habeas notice of appeal did not recite any errors but requested transcripts for review.
Appellate	Niday, Mary	APP-23-0022	22-913	Supreme Court WV	State of West Virginia v. Collins Brandon Murphy	Direct appeal alleging Petitioner's conduct does not constitute burglary.
Appellate	Niday, Mary	APP-23-0073	23-100	Supreme Court WV	State of West Virginia v. Semaj Mygee Lowery	Direct appeal alleging insufficient evidence, error in finding that wanton endangerment is crime of violence against a person, and double jeopardy violation.
Appellate	Niday, Mary	APP-23-0113	23-108	Supreme Court WV	State of West Virginia v. Chastity Wodzinski	Direct appeal alleging insufficient evidence, admission of West Virginia Rules of Evidence Rule 404(b) evidence, and denial of admission of Co-defendants' convictions.
Appellate	Niday, Mary	APP-23-0114	23-114	Supreme Court WV	State of West Virginia v. Eric D. Morris	Direct appeal alleging error in denial of Rule 35(a) motion.
Appellate	Niday, Mary	APP-23-0103	23-119	Supreme Court WV	State of West Virginia v. Kory Smelser	Direct appeal alleging error in imposing unlawful sentence.
Appellate	Niday, Mary	APP-23-0086	23-123	Supreme Court WV	State of West Virginia v. Robert McNemar	Direct appeal alleging error in denial of motion to withdraw plea and abuse of discretion by failing to impose supervised release.
Appellate	Niday, Mary	APP-23-0116	23-137	Supreme Court WV	State of West Virginia v. Michael Terry Cline	Direct appeal alleging error in denial of motion for acquittal, denial of relief for sleeping juror, denial for severance, disproportionate sentence, and any other error in record.
Appellate	Niday, Mary	APP-23-0092	23-189	Supreme Court WV	State of West Virginia v. Deliezha Davonte Gravely	Direct appeal alleging error in finding conspiracy to commit robbery as crime of violence and insufficiency of evidence.
Appellate	Niday, Mary	APP-23-0104	23-221	Supreme Court WV	State of West Virginia v. Oscar Ross Combs, Sr.	Direct appeal alleging error in denial of return of personal property.
Appellate	Niday, Mary	APP-23-0111	23-243	Supreme Court WV	State of West Virginia v. Jeffrey Davis Wadkins	Rule 35(b) appeal alleging error in denial of alternative sentencing and finding no new information.
Appellate	Niday, Mary	APP-23-0140	23-248	Supreme Court WV	State of West Virginia v. Malik Corbin Elder	Rule 35(a) appeal alleging firearms enhancement unconstitutional.
Appellate	Niday, Mary	APP-23-0046	23-27	Supreme Court WV	Modesto Guerrero v. Mark Williams, Superintendent, Denmar Correctional Center	Habeas appeal alleging breach of plea agreement.
Appellate	Niday, Mary	APP-23-0130	23-277	Supreme Court WV	State of West Virginia v. Corbett Maurice Carter	Direct appeal alleging insufficient evidence in finding that Petitioner "escaped" while on pre-trial home confinement.
Appellate	Niday, Mary	APP-23-0128	23-299	Supreme Court WV	State of West Virginia v. William T. Widmyer	Direct appeal alleging error in denial of motion for removal of restitution due to undue hardship.
Appellate	Niday, Mary	APP-23-0207	23-352	Supreme Court WV	State of West Virginia v. Brittany Ann McBrayer	Direct appeal alleging insufficient evidence and failure to obtain search warrant for cell phone contents.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Niday, Mary	APP-23-0158	23-362	Supreme Court WV	State of West Virginia v. Anthony Yester	Direct appeal alleging insufficient evidence and improper verdict form.
Appellate	Niday, Mary	APP-23-0167	23-390	Supreme Court WV	State of West Virginia v. Jason Robert Swindler	Direct appeal alleging insufficient evidence, error in admission of certain items, and untimely filing of recidivist information.
Appellate	Niday, Mary	APP-23-0181	23-428	Supreme Court WV	Ryan Lloyd Montgomery v. Timothy King, Superintendent, Southwestern Regional Jail and Correctional Facility	Habeas appeal alleging abuse of discretion in denial of habeas petition and ineffective assistance of counsel as Petitioner was not aware of supervised release when he pled.
Appellate	Niday, Mary	APP-23-0195	23-451	Supreme Court WV	In Re: P.W.	Direct appeal alleging error in denial of home placement as alternative to residential facility.
Appellate	Niday, Mary	APP-23-0214	23-530	Supreme Court WV	Matthew Corrigan v. Shelby Searls, Superintendent	Habeas appeal alleging involuntary plea due to ineffective assistance of counsel.
Appellate	Niday, Mary	APP-23-0225	23-538	Supreme Court WV	State of West Virginia v. Joey Keith Jeffrey	Direct appeal alleging error in failing to issue findings of fact and conclusions of law regarding Petitioner's Rule 35(b) motion.
Appellate	Niday, Mary	APP-23-0232	23-549	Supreme Court WV	State of West Virginia v. Mathew Mullins	Direct appeal alleging failure to make finding regarding Petitioner's competency to enter plea.
Appellate	Niday, Mary	APP-23-0245	23-570	Supreme Court WV	State of West Virginia v. Jeffrey John Paglia	Direct appeal alleging error in admissions of West Virginia Rules of Evidence Rule 404(b) evidence and insufficient evidence.
Appellate	Niday, Mary	APP-23-0261	23-603	Supreme Court WV	State of West Virginia v. Austin Stevens	Direct appeal from Cabell County alleging untruthful witnesses, tainted juror, improper jury instruction, failure to seat alternate juror, and error in denial of motion for new trial.
Appellate	Niday, Mary	APP-23-0256	23-620	Supreme Court WV	State of West Virginia v. Thomas M. Valentine	Direct appeal alleging error in denial of Rule 29 motion and disproportionate sentence.
Appellate	Niday, Mary	APP-23-0264	23-629	Supreme Court WV	State of West Virginia v. Richard A. Hensley, Jr.	Direct appeal alleging error in denial of motion to suppress evidence from search warrant based on hearsay.
Appellate	Niday, Mary	APP-23-0271	23-664	Supreme Court WV	Christopher Jordan Wilson v. John Sheeley, Superintendent	Original Jurisdiction Habeas alleging warrantless search and failure to indict.
Appellate	Niday, Mary	APP-23-0011	23-7	Supreme Court WV	State of West Virginia v. Monica Hartwell	Direct appeal alleging error in denial of motion in limine regarding custodial interrogation.
Appellate	Niday, Mary	APP-19-0030	3:19-cv-126	USDC WVSD	Quinton Peterson v. Ralph Terry, Acting Warden	§ 2254 Habeas petition alleging ineffective assistance of counsel and Brady violations.
Appellate	Niday, Mary	APP-22-0028	3:21-cv-145	USDC WVND	Yasser Abdelhaq v. Donald Ames, Superintendent	Federal petition alleging insufficient evidence in violation of 14th Amendment, violation of 6th Amendment, victim's family sentencing recommendation communicated to jury during closing, and erroneous jury instructions.
Appellate	Niday, Mary	APP-22-0180	3:22-cv-169	USDC WVND	Brandon S. Saul v. Donnie Ames, Superintendent	§ 2254 Habeas petition alleging defective indictment, consecutive sentences for same transaction, and ineffective assistance of counsel.
Appellate	Niday, Mary	APP-23-0012	3:22-cv-194	USDC WVND	Ray Cook v. Donald F. Ames, Superintendent	§ 2254 Habeas petition alleging Brady and Miranda violations, improper admission of statement, and ineffective assistance of counsel.
Appellate	Niday, Mary	APP-22-0069	3:22-cv-33	USDC WVND	Michael Daniel Bowman v. Shawn Straughn, Superintendent	§ 2254 Habeas petition alleging willful, intentional grand jury fraud, police misconduct, ineffective assistance of counsel, and prosecutorial misconduct.
Appellate	Niday, Mary	APP-22-0082	3:22-cv-69	USDC WVND	Michael L. Blickenstaff v. Donald Ames, Superintendent	Federal petition alleging ineffective assistance of counsel and violation of 6th and 14th Amendments arising from extradition.
Appellate	Niday, Mary	APP-23-0137	3:23-cv-143	USDC WVND	Jalisa Lashae Hawkins v. United States of America, et al.	§ 2254 Habeas petition alleging ineffective assistance of counsel, excessive sentence, and unconstitutional statute.
Appellate	Niday, Mary	APP-23-0205	3:23-cv-194	USDC WVND	Jalisha Lashae Hawkins v. Matthew Scott Delligatti, United States of America	§ 2254 Habeas petition which does not articulate any error.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Appellate	Niday, Mary	APP-17-0124	5:17-cv-54	USDC WVND	Stephen Herto v. John T. Murphy, Acting Warden	§ 2254 Habeas petition alleging ineffective assistance of counsel, instructional error, and insufficient evidence arising from Petitioner's conviction for solicitation of minor via computer and sexual abuse by a person in a position of trust.
Appellate	Niday, Mary	APP-19-0062	5:19-cv-196	USDC WVSD	Norma B. Griffin v. Patrick Morrissey, West Virginia Attorney General	§ 2254 Habeas petition alleging inordinate delay, statutory unconstitutionality, prosecutorial misconduct, improper instruction, and lack of speedy trial.
Appellate	Niday, Mary	APP-21-0153	5:20-cv-675	USDC WVSD	Mickey Daniel, Jr. v. Karen Pszczolkowski, Superintendent	§ 2254 Habeas petition alleging ineffective assistance of counsel, coerced, involuntary plea, and denial of speedy trial.
Appellate	Niday, Mary	APP-22-0167	5:22-cv-232	USDC WVND	Elan Bell-Veney v. Shelby Searls, Superintendent	§ 2254 Habeas petition alleging sentence based on inaccurate facts.
Appellate	Niday, Mary	APP-22-0152	5:22-cv-339	USDC WVSD	Travis Ray Norwood v. Donald Ames, Superintendent	§ 2254 Habeas petition alleging disproportionate sentencing and ineffective assistance of counsel.
Appellate	Niday, Mary	APP-23-0238	5:23-cv-305	USDC WVND	Steven Funt v. Shelby Searls, Superintendent, Huttonsville Correctional Center	§2254 Habeas petition alleging ineffective assistance of counsel, improper judicial conduct, and admission of perjured testimony.
Appellate	Parmer, Jason	APP-23-0075	23-68	Supreme Court WV	State of West Virginia v. Kyle John Schober	Direct appeal alleging error in denial of modification of probation to allow medical cannabis.
Appellate	Seckman, Caleb	APP-23-0175	23-412	Supreme Court WV	SER Martez Griffin v. Shelby Searls, Superintendent, Huttonsville Correctional Center	Habeas (2nd) appeal alleging ineffective assistance of habeas counsel.
Appellate	Seckman, Caleb	APP-23-0190	23-479	Supreme Court WV	SER Christian James Matthews v. John Anderson, Superintendent	Habeas appeal alleging ineffective assistance of counsel.
Appellate	Seckman, Caleb	APP-23-0248	23-ICA-430	Intermediate Court of Appeals – WV	In Re: N.B.	Direct appeal alleging abuse of discretion by disregarding material factors in denial of expungement.
Appellate	Seckman, Caleb	APP-23-0202	3:23-cv-184	USDC WVND	Adonne Horton v. Donald F. Ames, Superintendent	§ 2254 Habeas petition alleging W.Va. Code § 61-11-18 as unconstitutionally vague and arbitrarily applied by WV Supreme Court of Appeals and ex post facto violation under W.Va. Code § 61-11-18 applied to 2017 offense.
Appellate	Whelan, Sean	APP-23-0179	23-435	Supreme Court WV	State of West Virginia v. Robert Peacher	Direct appeal alleging insufficient evidence, error in imposing consecutive sentences, and improper consideration of bond revocation.
Appellate	Williams, Michael	APP-21-0147	21-0456	Supreme Court WV	State of West Virginia v. Alexander Paul Delorenzo	Direct appeal alleging error in suppression of psychologist testimony, in denial of motion to disqualify Prosecuting Attorney, illegal access to attorney-client privileged material, violation of Miranda rights, and failure to allow testimony of defense expert.
Appellate	Williams, Michael	APP-23-0106	23-6999	US CA4	Roy F. Hillberry v. Shawn Straughn, Superintendent	Habeas corpus appeal. Decision affirmed on May 15, 2024.
Appellate	Williams, Michael	APP-22-0124	237-7197	USDC WVND	Arnold Wayne McCartney v. Donnie Ames, Superintendent	Habeas corpus appeal. Parties are awaiting a decision.

**ARTS, EDUCATION, AND BOARDS
DIVISION; DEPARTMENT OF MILITARY
AFFAIRS AND PUBLIC SAFETY, AND
PUBLIC INTEGRITY, SAFETY AND
COMPLIANCE; AND NATURAL
RESOURCES DIVISION**

**ANNUAL REPORT
TO
THE GOVERNOR, SENATE PRESIDENT AND
HOUSE OF DELEGATES SPEAKER
November 1, 2024**

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Arts, Education and Boards	Boothroyd, John	AEB-21-0344	1:20-bk-10394	Bankruptcy Court-US OHSD	In Re: Murray Maple Eagle Coal	Proof of Claim filed against Murray Maple Eagle Coal, LLC.
Arts, Education and Boards	Boothroyd, John	AEB-21-0343	2:19-bk-56885	Bankruptcy Court-US OHSD	In Re: Murray Energy Holdings	Proof of Claim filed on behalf of Miners' Health, Safety & Training.
Arts, Education and Boards	Boothroyd, John	AEB-20-0116	20-AA-62	Circuit Court Kanawha County	Bobby Beavers v. Miners' Health, Safety & Training	Office of Miners' Health, Safety & Training appeals the Board of Appeals ruling that positive THC test was due to CBD oil and should not result in certification suspension for positive THC/marijuana test.
Arts, Education and Boards	Boothroyd, John	AEB-21-0245	21-P-172	Circuit Court Kanawha County	Miners' Health, Safety & Training v. Board of Appeals and James Atkinson	Writ of Prohibition against Board of Appeals.
Arts, Education and Boards	Boothroyd, John	AEB-19-0198	3:19-bk-30292	Bankruptcy Court-US WVSD	In Re: Revelation Energy	Bankruptcy proceeding. Proof of Claim filed.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0172	06-F-407	Circuit Court Mercer County	Chauncey Ziglar v. Southern Regional Jail, et al.	Petition for a Writ of Mandamus for alleged failure to release inmate on time.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0213	1:22-cv-00561	USDC WVND	Aron Freeland v. WV Division of Corrections	Petition for Writ of Habeas Corpus due to the alleged cruel and unusual punishment he is subjected to.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0020	1:23-cv-00057	USDC WVSD	Wayne McPherson v. WV Division of Corrections	Petition for Writ of Habeas Corpus due to Division of Corrections not releasing him after making parole for lack of appropriate housing.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0321	19-F-61	Circuit Court Raleigh County	State of West Virginia v. Nicholas Webster	Division of Corrections filed a Motion to Reconsider Parole Waiver.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0114	2:21-cv-00436	USDC WVSD	Steven Williams v. Bob Barker, Inc., et al.	The Division of Corrections and Rehabilitation (DCR) is an interested party in this matter. Williams served DCR a subpoena for video footage of the inside of a correctional facility. The parties attempted to enter into a protective order which has been unsuccessful.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0150	2:23-cv-00299	USDC WVSD	James R. Workman v. WV Division of Corrections	Writ of Habeas Corpus alleging he should get his probation time from an alternative sentence.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0087	2:23-cv-00304	USDC WVSD	Andrew Miller v. WV Division of Corrections	Complaint for Declaratory and Injunctive Relief alleging that the Division of Corrections and Rehabilitation violated the Free Speech, Establishment, and Free Exercise Clause of the 1st Amendment to the U.S. Constitution.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0206	2:23-cv-00497	USDC WVSD	Aron Freeland v. WV Division of Corrections	Verified Complaint filed alleging that the Correctional Center is violating the Consumer Protection Laws enacted by U.S. Congress.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0367	20-F-5	Circuit Court Ohio County	Robert Watson v. WV Division of Corrections	Motion for a Writ of Prohibition for Corrections collecting his money as a work release inmate to pay off court debt and alleging the policy is against statute.
Arts, Education and Boards	Calhoun, Jonathan	AEB-21-0313	21-0716	Supreme Court WV	Tex G. Holbrook v. WV Division of Corrections	Petition for Writ of Mandamus seeking an order requiring agency to provide paper transcript of inmate disciplinary hearing.
Arts, Education and Boards	Calhoun, Jonathan	AEB-21-0333	21-0773	Supreme Court WV	Tex Holbrook v. WV Division of Corrections	Petition for Writ of Prohibition seeking an order requiring agency to allow him to challenge prior denial of grievance.
Arts, Education and Boards	Calhoun, Jonathan	AEB-21-0414	21-0931	Supreme Court WV	Brandon Blackmon v. WV Division of Corrections	Petition for Writ of Habeas Corpus seeking review of disciplinary conviction and alleging due process violations.
Arts, Education and Boards	Calhoun, Jonathan	AEB-21-0194	21-C-67	Circuit Court Harrison County	Joshua Cunningham v. WV Parole Board	Petition for Writ of Habeas Corpus challenging denial of parole.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0170	22-0424	Supreme Court WV	Aron Freeland v. WV Division of Corrections	Petition to appeal a decision from Randolph County Circuit Court which denied his Petition for Injunction finding he had not exhausted all administrative remedies. The Petitioner failed to perfect the appeal. Respondent filed a motion to dismiss for failure to perfect. The WV Supreme Court of Appeals dismissed the appeal.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0283	22-722	Supreme Court WV	Harry Phillips v. WV Division of Corrections	Appealing the denial of his Petition for Writ of Habeas Corpus due to the Court's failure to appoint counsel and take his evidence into consideration.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0375	22-897	Supreme Court WV	Aron Freeland v. WV Division of Corrections	Appeal of circuit court order that dismissed his civil complaint as frivolous, malicious and failing to state a claim for which relief can be granted.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0010	22-947	Supreme Court WV	Timothy Sutherland v. WV Division of Corrections	Petition for a writ of mandamus and motion for emergency injunctive relief.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0166	22-C-15	Circuit Court Upshur County	Ronald Reese v. WV Parole Board	Habeas petition involving parole issues.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0273	22-C-306	Circuit Court Raleigh County	Richard Jay Wriston v. WV Division of Corrections	Complaint filed for access to government documents following denial of documents in a Freedom of Information Act (FOIA) request.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0169	22-C-59	Circuit Court Randolph County	Donald C. Stout v. WV Division of Corrections	Petition for Writ of Habeas Corpus alleging violations of 8th and 14th Amendment rights and violations of Articles 3 and 5 of the WV Constitution.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0249	22-C-697	Circuit Court Kanawha County	Tiffany Walton v. WV Division of Protective Services	Verified Complaint for Declaratory and Emergency Injunctive Relief alleging violation of 1st Amendment rights when she was not permitted to record a Legislative Session on HB 302.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0252	22-F-58	Circuit Court Jackson County	Dalton Ray White v. WV Division of Corrections	Jackson County Circuit Court issued an Order to Show Cause to the WV Division of Corrections regarding a transport order.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0251	22-F-61	Circuit Court Jackson County	Corey Dylan Neeley v. WV Division of Corrections	Jackson County Circuit Court issued an Order to Show Cause to the WV Division of Corrections regarding a transport order.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0253	22-F-63	Circuit Court Jackson County	Michael Thomas White v. WV Division of Corrections	Jackson County Circuit Court issued an order to show cause to the WV Division of Corrections regarding a transport order.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0233	22-F-71	Circuit Court Fayette County	State of West Virginia v. Jamie Edward Clay	Emergency Motion for Relief to be placed in the Medication for Opioid Use Disorder (MOUD) program.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0218	22-G-10	Circuit Court Mason County	WV Division of Corrections v. K.C.G.	The WV Division of Corrections filed a Petition for Appointment of Guardian and Conservator due to inmate's mental state while being housed at Lakin Correctional Center.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0290	22-P-352	Circuit Court Kanawha County	SER Marcus McDonald v. WV Division of Corrections and WV Parole Board	Writ of Mandamus to order WV Division of Corrections and WV Parole Board to amend the Plaintiff's parole eligibility date.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0161	23-289	Supreme Court WV	SER Nancy Oldaker v. WV Division of Corrections	Petition for Writ of Prohibition against Lewis County Circuit Court Judge for ordering her in contempt when she was denied the right to a jury trial.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0149	23-331	Supreme Court WV	Thomas Williams v. WV Division of Corrections	Petition for Writ of Prohibition to stop the Division of Corrections from deviating from a sentencing order which listed a lesser time spent in incarceration than what Corrections stated.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0110	23-376	Supreme Court WV	Aron Freeland v. WV Division of Corrections	Claim that DCR has violated his constitutional rights by knowingly exposing him to known risk of harm when he was placed in the Behavioral Unit.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0169	23-406	Supreme Court WV	Charles Gibson, et al. v. WV Division of Corrections, et al.	Petition for Writ of Habeas Corpus seeking immediate release due to having been granted parole.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0241	23-537	Supreme Court WV	SER Michael S. York v. WV Division of Corrections	Petition for Writ of Habeas Corpus for the alleged numerous constitutional violations and requesting release from the facility due to living conditions.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0297	23-575	Supreme Court WV	Charles Lamp v. WV Division of Corrections	Writ of Mandamus seeking visitation while in punitive segregation.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0332	23-711	Supreme Court WV	Richard Allen Hogan v. Shawn Straughn, Superintendent and WV Parole Board	Pro se appeal of a parole revocation matter.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0336	23-721	Supreme Court WV	Dennis Rydbom v. William Marshall, et al.	Motion for Temporary Restraining Order alleging he is not being allowed to practice his religion and being stopped from getting his religious book.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0122	23-734	Supreme Court WV	Aron Freeland v. WV Division of Corrections	Writ of Mandamus alleging issues with conditions of confinement and requesting to be moved to another facility.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0057	23-83	Supreme Court WV	SER Daniel Dilly, Superintendent v. Honorable Kurt Hal, et al.	Petition for Writ of Prohibition on behalf of Division of Corrections prohibiting Judge Hall from holding DCR in contempt for failing to follow an order without proper notice and process given to Corrections.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0115	23-C-127	Circuit Court Cabell County	Amanda Clark v. Lakin Correctional Center	Petition to appeal a decision that upheld the Class I write-up at Lakin for failure to serve Ms. Clark within 72 hours' notice of the same.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0273	23-C-42	Circuit Court Pocahontas County	Aron Freeland v. William Marshall, et al.	Habeas Petition alleging denial of right to procedural due process with a fair hearing and denial of 1st and 14th Amendment rights.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0325	23-C-46	Circuit Court Pocahontas County	Aron Freeland v. WV Division of Corrections	Writ of Mandamus alleging no access to the courts and his cases because he is in segregation.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0337	23-C-56	Circuit Court McDowell County	Anthony Cartagena v. WV Division of Corrections	Habeas Corpus Complaint regarding a disciplinary sanction.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0178	23-C-59	Circuit Court Marshall County	Charles Mauler v. WV Division of Corrections	Petition for Declaratory Injunctive Relief requesting that he not be transferred due to threats on his life by the various gangs in the prison.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0177	23-P-226	Circuit Court Kanawha County	Brandon D. Wilson v. WV Division of Corrections	Petition for Writ of Habeas Corpus alleging the Parole Board blackballed his home plan and therefore he remains incarcerated.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0099	23-P-429	Circuit Court Kanawha County	Tyler Jennings v. WV Parole Board and WV Division of Corrections	Petition for Writ of Habeas Corpus alleging he was denied parole and the Parole Board acted in an arbitrary and capricious fashion.
Arts, Education and Boards	Calhoun, Jonathan	AEB-23-0326	23-P-462	Circuit Court Kanawha County	Gerald Williams v. WV Division of Corrections	Writ of Mandamus alleging his parole eligibility date is not correct.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0056	23-P-480	Circuit Court Kanawha County	Aron Freeland v. WV Division of Corrections	Writ of Habeas Corpus alleging violation of 14th Amendment rights regarding policies of the WV Division of Corrections.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0013	23-PCR-260	Circuit Court Kanawha County	Robert W. Watson v. WV Division of Corrections	Motion to require WV Division of Corrections to have Mr. Watson's hearing tested and provide appropriate hearing device.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0049	24-101	Supreme Court WV	Aron Freeland v. WV Division of Corrections	Writ of Habeas Corpus alleging violations of conditions of confinement based on DCR legal document policy.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0220	24-448	Supreme Court WV	Donald Taylor v. WV Parole Board	Writ of Habeas Corpus alleging he has served his parole and should be discharged immediately.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0094	24-475	Supreme Court WV	Gary Lee Ravenscroft, Jr. v. Jason Hudson and WV Parole Board	Original jurisdiction habeas petition involving parole revocation.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0246	24-506	Supreme Court WV	Brandon Wilson v. Shelby Searls, Superintendent, WV Parole Board and WV Parole Services	Writ of Mandamus alleging violation of due process rights.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0241	24-520	Supreme Court WV	Joseph Howard v. William K. Marshall, Commissioner, WV Division of Corrections	Writ of Habeas Corpus filed alleging he was required to attend his revocation hearing while he was ill.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0181	24-C-135	Circuit Court Ohio County	Eugene Blake v. WV Division of Corrections	Writ of Mandamus alleging jurisdictional issues.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0161	24-C-16	Circuit Court Hardy County	Ronald Vanmeter v. WV Division of Corrections	Habeas petition alleging WV Division of Corrections refuses to calculate his good time properly.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0234	24-C-304	Circuit Court Raleigh County	Carl Gillian v. John Frame, Superintendent	Writ of Mandamus with no allegations but requesting trial documents only.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0149	24-C-34	Circuit Court Wyoming County	Ralph Bailey v. WV Division of Corrections	Complaint alleging he lost his driver's license and the court has done nothing to help him.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0079	24-C-48	Circuit Court Randolph County	Timmy Crockett v. WV Division of Corrections	Motion for Emergency Ex Parte Relief alleging his conditions of confinement are unconstitutional.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0083	24-C-53	Circuit Court Randolph County	Gerald Williams v. WV Division of Corrections	Lawsuit filed alleging WV Division of Corrections has not responded to various FOIA requests.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0089	24-G-4	Circuit Court Fayette County	In Re: Bruce Hargis	The DCR filed a Petition for the Appointment of a Guardian due to this inmate refusing to eat.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0262	24-P-15	Circuit Court Kanawha County	Eric Foster v. Jason Collins, Superintendent, Denmar Correctional Center and WV Parole Board	Writ of Habeas Corpus alleging the WV Parole Board should not have denied him parole.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0090	24-P-157	Circuit Court Kanawha County	Timmy Crockett v. WV Division of Corrections	Lawsuit filed alleging Dorms 1-6 at Huttonsville Correctional Center are not equipped with automatic fire sprinkler systems.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0146	24-P-17	Circuit Court Kanawha County	Aron Freeland v. WV Division of Corrections	Writ of Habeas Corpus alleging DCR Policy 400.03 is unconstitutional.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0129	24-P-231	Circuit Court Kanawha County	Jason Payne v. WV Parole Board	Writ of Mandamus alleging he deserves a reconsideration for parole and for the WV Parole Board to provide copies of all documents used at previous hearings.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0055	24-P-32	Circuit Court Kanawha County	Aron Freeland v. WV Division of Corrections	Writ of Habeas Corpus alleging violation of 14th Amendment rights regarding policies of the WV Division of Corrections.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0219	24-P-361	Circuit Court Kanawha County	NAACP v. WV Department of Homeland Security, et al.	The NAACP filed a lawsuit alleging the WV Department of Homeland Security, Department of Education and Department of Human Services failed to track and compile data required by WV Code.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0224	3:22-cv-00132	USDC WVND	Rocco Zuccaro v. WV Division of Corrections	Motion for Injunction filed to prevent him from being forced to take antipsychotic medication, which he claims causes him severe side effects.
Arts, Education and Boards	Calhoun, Jonathan	AEB-24-0054	5:23-cv-274	USDC WVND	Jasman Montgomery v. WV Division of Corrections	Lawsuit filed alleging her privacy and constitutional rights were violated.
Arts, Education and Boards	Calhoun, Jonathan	AEB-22-0130	CC-05-2022-C-23	Circuit Court Brooke County	Brian Peterson v. WV Division of Corrections	Petition for Writ of Habeas Corpus seeking a sentence reduction/modification due to suffering cruel and unusual punishment by being subjected to excessive force by Correctional Officers.
Arts, Education and Boards	Campbell, Katherine	AEB-24-0250	CC-20-2024-C-1049	Circuit Court Kanawha County	WV Academy of Eye Physicians & Surgeons and WV State Medical Association v. WV Board of Optometry	Declaratory Judgment and preliminary injunction action alleging a Board of Optometry rule exceeds the Board's rule-making authority and was improperly promulgated.
Arts, Education and Boards	Eates, Anthony	AEB-21-0283	21-C-631	Circuit Court Kanawha County	Todd Lewis Taylor v. City of Charleston and WV Policemen's Pension and Relief Fund	The WV Municipal Pensions Oversight Board has intervened in this civil action in which a Charleston Police Officer contests the calculation of his pension benefits.
Arts, Education and Boards	Eates, Anthony	AEB-21-0201	21-P-148	Circuit Court Kanawha County	Sheila Gamble v. WV State Police	Petition for Writ of Mandamus to remove Petitioner from sex offender registry.
Arts, Education and Boards	Eates, Anthony	AEB-22-0372	22-ICA-236	Intermediate Court of Appeals – WV	Elizabeth Cooper v. WV Department of Administration	Appeal of Level III grievance denying misclassification.
Arts, Education and Boards	Eates, Anthony	AEB-24-0237	23-C-957	Circuit Court Kanawha County	Paul Harrison v. Municipal Pension Oversight Board	Petition for Declaratory Judgment against the Municipal Pension Oversight Board, Charleston Firefighters and Relief Fund. This is a refile of 22-C-357, which was dismissed without prejudice for lack of presuit notice.
Arts, Education and Boards	Eates, Anthony	AEB-24-0175	24-C-117	Circuit Court Mercer County	Serfy Kiser v. WV State Police	Mr. Kiser filed two civil actions against the WV State Police, B.J. Garretson and Darrell Kincaid following an arrest.
Arts, Education and Boards	Eates, Anthony	AEB-24-0217	24-C-361	Circuit Court Kanawha County	NAACP v. WV Department of Homeland Security, et al.	The WV NAACP filed a petition for writ of mandamus against the WV Department of Homeland Security, Department of Human Services and Department of Education alleging failure to comply with W.Va. Code § 49-5-1-6 (regarding truancy data collection).
Arts, Education and Boards	Eates, Anthony	AEB-24-0212	24-C-855	Circuit Court Kanawha County	Dwayne A. Weir v. Leland W. Price	Petitioner filed a petition for return of property seized in a 2009 arrest.
Arts, Education and Boards	Eates, Anthony	AEB-24-0240	24-C-929 & 24-C-932	Circuit Court Kanawha County	Gregory Morris and Thomas Acosta v. Ad Hoc Committee for Final Approval of Capitol Murals, et al.	Plaintiffs filed separate but identical complaints for declaratory and injunctive relief concerning the installation of painted murals in the State Capitol upper rotunda.
Arts, Education and Boards	Eates, Anthony	AEB-24-0137	24-P-123	Circuit Court Monongalia County	In Re: Garrett Boehme	WV State Police opposes a petition to expunge criminal record.
Arts, Education and Boards	Eates, Anthony	AEB-24-0165	24-P-128	Circuit Court Monongalia County	WV State Police v. Scott Leasure	Petitioner filed three expungement petitions against the WV State Police.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Arts, Education and Boards	Eates, Anthony	AEB-24-0205	24-P-166	Circuit Court Monongalia County	In Re: Mary Westermeyer	Petitioner seeks expungement of records related to convictions. WV State Police opposes.
Arts, Education and Boards	Eates, Anthony	AEB-24-0218	24-P-189	Circuit Court Wood County	In Re: Jaron Cunningham	WV State Police opposes petition for expungement.
Arts, Education and Boards	Eates, Anthony	AEB-24-0226	CC-10-2024-P-68	Circuit Court Fayette County	In Re: Travis Jay Hobbs	WV State Police opposes expungement petition because of a conviction involving a deadly weapon.
Arts, Education and Boards	Eates, Anthony	AEB-23-0230	CC-32-2022-C-23	Circuit Court Monroe County	WV Department of Agriculture v. Sweet Springs	Complaint filed to evict Sweet Springs from 650 acres leased in 2017. The lease was canceled in July 2021. The case was transferred to circuit court and a preliminary injunction granted.
Arts, Education and Boards	Eates, Anthony	AEB-23-0265	CC-41-2020-F-56	Circuit Court Raleigh County	Justin Reynolds v. WV State Police	Petition for Contempt filed against WV State Police for failure to return property seized during arrest.
Arts, Education and Boards	Eates, Anthony	AEB-22-0165	CC-41-2022-C-185	Circuit Court Raleigh County	Beckley Fire/Police Pensions Board v. WV Municipal Pensions Oversight Board	Declaratory Judgment Complaint challenging forced calculation of pensions in full year as opposed to fractional years.
Arts, Education and Boards	Eates, Anthony	AEB-24-0191	CC-42-2024-P-59	Circuit Court Randolph County	In Re: Chester Lee Warner	Petitioner seeks expungement of records related to three charges (one conviction and two dismissed per plea).
Arts, Education and Boards	Eates, Anthony	AEB-24-0225	CC-42-2024-P-86	Circuit Court Randolph County	In Re: Marty John Douglas Wills	Petitioner seeks expungement of records related to city court conviction for domestic battery. WV State Police opposes.
Arts, Education and Boards	Knight, Caleb	AEB-20-0191	22-AA-6	Circuit Court Kanawha County	Stuart Peters v. WV Division of Natural Resources	Grievance filed alleging improper and retaliatory Employee Performance Appraisal Form 3. Appeal of adverse decision of WV Public Employees Grievance Board.
Arts, Education and Boards	Marshall, Adriana	AEB-22-0060	21-AA-61	Circuit Court Kanawha County	Donald Rowe v. WV Department of Environmental Protection	Employee appealed denial of unemployment.
Arts, Education and Boards	Marshall, Adriana	AEB-22-0295	22-P-263	Circuit Court Kanawha County	Lynn Chavez v. WV Board of Licensed Practical Nurses	Complaint for injunctive relief seeking compliance with Freedom of Information Act request and for Board to reinvestigate complaint.
Arts, Education and Boards	Murphy, Gretchen	AEB-22-0262	22-C-370	Circuit Court Kanawha County	Gurupdes Pandher v. WV State University	Plaintiff alleges violations of the WV Wage Payment and Collection Act. Plaintiff was hired as Dean of College of Business but he resigned and demanded to be paid for work that was not performed. Respondent's Motion to Dismiss was denied.
Arts, Education and Boards	Tyler, Jodi	AEB-18-0092	17-C-102	Circuit Court Mason County	Elizabeth Morgan v. WV Parole Board	Petition for Writ of Habeas Corpus challenging denial of parole.
Arts, Education and Boards	Tyler, Jodi	DMAFS-19-0073	18-C-103	Circuit Court Kanawha County	Bannar C. Catlett v. WV Division of Corrections	Complaint for injunctive relief alleging a Freedom of Information Act request not answered completely.
Arts, Education and Boards	Tyler, Jodi	DMAFS-19-0086	19-AA-12	Circuit Court Kanawha County	Larry Allen v. WV Regional Jail Authority	Appeal by Grievant of adverse decision by the WV Public Employees Grievance Board.
Arts, Education and Boards	Tyler, Jodi	AEB-21-0063	2:10-cv-36	USDC WVSD	Daniel Slonaker v. WV Division of Corrections	Claim regarding security classification level, privilege programs and work release eligibility.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Arts, Education and Boards	Tyler, Jodi	AEB-21-0226	2:20-cv-00255	USDC WVSD	Edward Omarrah, Jr. v. WV Division of Corrections	Petition for Writ of Habeas Corpus challenging validity of criminal sentence.
Arts, Education and Boards	Tyler, Jodi	AEB-21-0359	2:21-cv-249	USDC WVSD	Ricky Pendleton v. WV Division of Corrections	Civil action filed seeking return of i-Bible not returned upon release from incarceration.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0248	2:22-cv-00350	USDC WVSD	Tiffany Walton v. WV Division of Protective Services, et al.	Complaint for Declaratory and Emergency Injunctive Relief alleging violation of 1st Amendment rights when she was not permitted to record a Legislative Session on HB 302.
Arts, Education and Boards	Tyler, Jodi	AEB-24-0128	2:24-cv-265	USDC WVSD	Chester Brandon and Harold Midkiff, et al. v. William Marshall, et al.	Brandon Chester and Harold Midkiff filed a Verified Class Complaint for Declaratory and Injunctive Relief alleging WV Division of Corrections is requiring parolees leave their substance use recovery facility and obtain new housing or face a violation.
Arts, Education and Boards	Tyler, Jodi	DMAPS-20-0091	20-C-158	Circuit Court Cabell County	James Cremeans v. WV Parole Board	Petition for Writ of Habeas Corpus challenging parole revocation decision as abuse of discretion.
Arts, Education and Boards	Tyler, Jodi	AEB-21-0099	20-P-285	Circuit Court Kanawha County	Aron Freeland v. WV Division of Corrections	Petition for Writ of Mandamus regarding meritorious good time and lack of legislative rules.
Arts, Education and Boards	Tyler, Jodi	AEB-21-0286	21-0679	Supreme Court WV	Travis Hayhurst v. WV Division of Corrections	Petition for Writ of Mandamus seeking an award of meritorious good time.
Arts, Education and Boards	Tyler, Jodi	AEB-21-0017	21-0909	Supreme Court WV	Aron Freeland v. WV Division of Corrections	Appealing denial of Petition for Writ of Mandamus regarding not driving inmate to courthouse to examine documents.
Arts, Education and Boards	Tyler, Jodi	AEB-21-0413	21-0963	Supreme Court WV	William LaRue v. WV Division of Corrections	Petition for Writ of Habeas Corpus seeking reversal of plea, expungement of record, restoration of loss of good time and reassignment to different unit.
Arts, Education and Boards	Tyler, Jodi	AEB-21-0412	21-0971	Supreme Court WV	William LaRue v. WV Division of Corrections	Petition for Writ of Mandamus seeking deletion of records from inmate file, recalculation of his time and issuance of a new inmate timesheet showing his new discharge date.
Arts, Education and Boards	Tyler, Jodi	AEB-21-0426	21-0977	Supreme Court WV	William LaRue v. WV Division of Corrections	Petition for Writ of Habeas Corpus alleging failure to receive adequate medical care relating to gender dysphoria.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0354	21-C-1087	Circuit Court Kanawha County	Charles Johnson v. WV Department of Homeland Security	Petition for Declaratory Judgment naming WV Department of Homeland Security as Defendant for its role in distributing death benefits.
Arts, Education and Boards	Tyler, Jodi	AEB-21-0067	21-C-126	Circuit Court Kanawha County	Richard Taft, et al. v. WV Division of Corrections and Rehabilitation	Freedom of Information Act response challenge.
Arts, Education and Boards	Tyler, Jodi	AEB-21-0068	21-C-18	Circuit Court Putnam County	Andrew Robert Smith v. WV Parole Board	Petition for Writ of Habeas Corpus challenging revocation of parole.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0119	21-C-38	Circuit Court Kanawha County	Miguel Delgado v. WV Division of Corrections	Request for amendment of prayer for relief removing his "fresh favorite food" from the prayer.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0118	21-C-43	Circuit Court Kanawha County	Miguel Delgado v. WV Division of Corrections	Petition for Writ of Habeas Corpus alleging his due process rights were violated due to failure to substantiate the charge and denial of his request for presentation of a witness.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0117	21-C-64	Circuit Court Kanawha County	Miguel Delgado v. WV Division of Corrections	Petition for Writ of Habeas Corpus seeking a reversal and expungement of conviction and retraining or replacement of hearing examiner.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Arts, Education and Boards	Tyler, Jodi	AEB-23-0141	21-C-72	Circuit Court Fayette County	Dayton Scott Lister v. WV Division of Corrections	Petition for Habeas Corpus alleging that Correctional Hearing Office erred when it assigned him to segregation following disciplinary violations.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0004	21-P-18	Circuit Court Kanawha County	Thomas MacPhee v. WV Parole Board	Petition for Writ of Habeas Corpus alleging violation of his due process rights by not allowing him to review his file prior to his parole hearing.
Arts, Education and Boards	Tyler, Jodi	AEB-21-0425	21-P-395	Circuit Court Kanawha County	Harry Phillips v. WV Division of Corrections	Petition for Writ of Habeas Corpus involving suspension for disciplinary action.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0075	21-P-399	Circuit Court Kanawha County	Terrance Hamrick v. WV Division of Corrections	Petition for Writ of Mandamus directing WV Division of Corrections to run his sentence concurrent with Kanawha County Cases 16-F-142(1) and 13-F-205.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0019	22-0024	Supreme Court WV	Christopher Simons v. WV Division of Corrections	Petition for Writ of Mandamus and Prohibition All Under Seal alleging retaliation against him.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0045	22-0136	Supreme Court WV	Bryan Humphrey v. WV Division of Corrections	Petition for Writ of Mandamus regarding housing conditions.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0282	22-039	Supreme Court WV	Carl Jackson v. WV Division of Corrections	Petition for Writ of Habeas Corpus calling for release from custody due to deprivation of due process rights and equal protection while incarcerated.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0153	22-0401	Supreme Court WV	Donald Lee Taylor v. Brian K. Lanham, et al.	Writ of Habeas Corpus commanding release from illegal segregation and Respondent's custody.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0145	22-C-135	Circuit Court Cabell County	Shawn Cook v. WV Division of Corrections	Petition for Writ of Habeas Corpus seeking release from incarceration based upon credit for good time served and never receiving a parole hearing.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0274	22-C-302	Circuit Court Raleigh County	Andrew Miller v. WV Division of Corrections	Petition for Writ of Habeas Corpus alleging that the Court's attempt to revoke his parole is double jeopardy.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0350	22-cv-00452	USDC WVSD	Mark Anthony Jackson, II v. WV Division of Corrections, et al.	Complaint alleging that Western Regional Jail is violating his 1st and 6th Amendment rights by opening legal mail and retaining the original.
Arts, Education and Boards	Tyler, Jodi	AEB-23-0009	22-F-174	Circuit Court Kanawha County	State of West Virginia v. Fannie M. Brown	A Rule to Show Cause Order was issued requiring WV Department of Homeland Security and WV Division of Corrections and Rehabilitation to appear at a hearing to determine why they failed to comply with an order.
Arts, Education and Boards	Tyler, Jodi	AEB-23-0082	22-F-201	Circuit Court Kanawha County	State of West Virginia v. Edrienne Sutton	Order to Show Cause hearing regarding the transportation of the Defendant.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0036	22-M20C-188	Magistrate Court Kanawha County	Joshua Morrow v. WV Division of Corrections	Claim filed alleging lost property at South Central Regional Jail.
Arts, Education and Boards	Tyler, Jodi	AEB-22-0125	22-P-352	Circuit Court Kanawha County	SER Marcus McDonald v. WV Division of Corrections and WV Parole Board	Mandamus action regarding Petitioner's eligibility date for parole.
Arts, Education and Boards	Tyler, Jodi	AEB-21-0311	22-P-7	Circuit Court Monongalia County	Aron Freeland v. WV Division of Corrections	Civil case subpoena for policy directives.
Arts, Education and Boards	Tyler, Jodi	AEB-23-0040	23-124	Supreme Court WV	Brian Smith v. WV Division of Corrections	Petition for Writ of Mandamus due to Mt. Olive Correctional Center allegedly not treating his medical conditions.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Arts, Education and Boards	Tyler, Jodi	AEB-24-0003	23-742	Supreme Court WV	Michael Jones v. WV Division of Corrections	Writ of Mandamus alleging violation of 1st and 14th Amendment rights and the WV Division of Corrections refusing to deliver books mailed to him.
Arts, Education and Boards	Tyler, Jodi	AEB-23-0285	23-C-365	Circuit Court Cabell County	Aaron Pankey v. Carl Alridge, Superintendent, and the WV Parole Board	Petition for Writ of Habeas Corpus alleging that the Parole Board revoked his parole on pending criminal charges.
Arts, Education and Boards	Tyler, Jodi	AEB-23-0324	23-C-44	Circuit Court Pocahontas County	Aron Freeland v. WV Division of Corrections	Writ of Habeas Corpus alleging violations of his 1st, 8th and 14th Amendment rights relating to prison disciplinary proceedings at Denmar.
Arts, Education and Boards	Tyler, Jodi	AEB-23-0069	23-C-59	Circuit Court Logan County	Brock Wilder v. WV Division of Corrections	Civil complaint regarding two books that were taken from his cell during a "shake down."
Arts, Education and Boards	Tyler, Jodi	AEB-23-0039	23-P-18	Circuit Court Berkeley County	Ike Custer and Steve Cox v. WV Division of Corrections	Petition for Writ of Mandamus requiring compliance with W.Va. Code § 51-10-6 and to cease excluding Petitioners from the approved list of bondsmen.
Arts, Education and Boards	Tyler, Jodi	AEB-23-0158	23-P-201	Circuit Court Kanawha County	William Roegner v. WV Parole Board	Petition for Writ of Habeas Corpus filed against Parole Board regarding the denial of his parole.
Arts, Education and Boards	Tyler, Jodi	AEB-23-0271	23-P-400	Circuit Court Kanawha County	Miguel Delgado v. William Marshall, Commissioner, and Donald Ames, Superintendent	Writ of Mandamus alleging Defendants are keeping inmate personal savings accounts in non-interest bearing accounts.
Arts, Education and Boards	Tyler, Jodi	AEB-23-0035	23-P-52	Circuit Court Kanawha County	American Civil Liberties Union v. WV Department of Homeland Security, et al.	Petition for Writ of Mandamus alleging that WV Department of Homeland Security and the WV Division of Corrections and Rehabilitation are keeping a policy manual secret and not providing accurate copies.
Arts, Education and Boards	Tyler, Jodi	AEB-24-0247	24-566	Supreme Court WV	Jessee Obrad v. WV Division of Corrections	Appeal to the WV Supreme Court of Appeals alleging he should get released early and have credit for good time.
Arts, Education and Boards	Tyler, Jodi	AEB-24-0263	24-602	Supreme Court WV	Matthew Alderman v. William Marshall, Commissioner, and WV Division of Corrections, et al.	Writ of Mandamus alleging cruel and unusual punishment by refusing to address his withdrawals and not giving him proper medication.
Arts, Education and Boards	Tyler, Jodi	AEB-24-0147	24-C-12	Circuit Court Pleasants County	Joshua McKinney v. James Hensel, III	Complaint alleging favoritism by employees who get to be in the Medications for Opioid Use Disorder program.
Arts, Education and Boards	Tyler, Jodi	AEB-24-0059	24-C-28	Circuit Court Marshall County	Aron Freeland v. WV Division of Corrections	Complaint requesting appointment of counsel in order to file an amended petition and claiming DCR is violating his equal rights by not allowing him to have a job like the other inmates.
Arts, Education and Boards	Tyler, Jodi	AEB-24-0100	24-C-7	Circuit Court Pocahontas County	Jovon Cousins v. WV Division of Corrections	Lawsuit alleging the Parole Board did not comply with WV Code and denied him parole.
Arts, Education and Boards	Tyler, Jodi	AEB-24-0124	24-C-8	Circuit Court Pocahontas County	Matthew Curtis v. WV Parole Board	Petition for Writ of Habeas Corpus alleging he was wrongfully denied parole.
Arts, Education and Boards	Tyler, Jodi	AEB-24-0104	24-P-200	Circuit Court Kanawha County	City of Huntington v. WV Division of Corrections	Petition for Declaratory Relief alleging improper FOIA exemptions.
Arts, Education and Boards	Tyler, Jodi	AEB-24-0057	24-P-74	Circuit Court Kanawha County	Aron Freeland v. WV Division of Corrections	Petition alleging violation of equal protection and policy issues with WV Division of Corrections and application of good time.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Arts, Education and Boards	Vella, Joanne	AEB-24-0095	2024-C-62	Circuit Court Putnam County	WV Board of Examiners in Counseling v. Michael Boblett	The WV Board of Examiners in Counseling filed a Complaint for Injunctive Relief naming Michael Boblett as the Defendant asking the Court to issue a preliminary and permanent injunction from the unlicensed practice of professional counseling and/or the unlicensed practice of marriage and family therapy until he receives a valid license from the Board.
Arts, Education and Boards	Vella, Joanne	AEB-23-0189	23-431	Supreme Court WV	SER Dr. Jose Ravelo v. WV Board of Dentistry	Petition for Writ of Prohibition alleging the Board violated his constitutional due process rights by not following certain statutes regarding the timeliness of concluding a self-reported complaint.
Arts, Education and Boards	Weiler, Mark	AEB-24-0144	2023-C-AP-153	Circuit Court Kanawha County	Michael Idelman v. WorkForce WV	Former employee filed a Wage Payment and Collection Act complaint.
Arts, Education and Boards	Weiler, Mark	AEB-24-0235	CC-20-2024-C-899	Circuit Court Kanawha County	Gordon Simmons v. WV Division of Personnel, et al.	State employee filed a declaratory judgment relating to the WV Public Employees Grievance Procedure.

CIVIL RIGHTS DIVISION

**ANNUAL REPORT
TO
THE GOVERNOR, SENATE PRESIDENT AND
HOUSE OF DELEGATES SPEAKER
November 1, 2024**

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Civil Rights	Haight, Ann	CIV-20-0003	22-AA-9	Circuit Court Kanawha County	Robb Livingood v. Public Defender Corporation, 5th Judicial District	Circuit Court Judge Akers ruled to dismiss employer Petitioner's appeal due to Petitioner's failure to timely appeal the Administrative Law Judge's ruling which found the employer unlawfully discriminated against a job applicant on the basis of sexual identity. A Motion to Reconsider has been filed by the Appellant and the parties are awaiting a decision.
Civil Rights	Krivonyak, Chanin	CIV-19-0005	19-C-89	Circuit Court Berkeley County	SER Patrick Morrissey v. Christina Lester, et al.	Case involving violations of the WV Human Rights Act by a Berkeley County teacher and two teacher aides. The State is seeking injunctive relief pursuant to the WV Human Rights Act to prevent the teacher and aides from being in a classroom with special needs children in the future. A stay in this case has been lifted and discovery is underway. Settlement negotiations are being pursued by the six (6) Defendants and draft Consent Orders have been sent to all parties for review and consideration.
Civil Rights	Krivonyak, Chanin	CIV-22-0028	22-C-198	Circuit Court Monongalia County	West Virginia Human Rights Commission ex rel. Kristen Ranson v. Dark Knight, LLC	Complaint filed against a housing provider for unlawful discrimination in violation of the WV Fair Housing Act for unlawfully discriminating against a person with a disability in the terms and conditions of the rental of a dwelling by charging a pet fine for bringing an emotional support animal into the dwelling prior to having it approved by the landlord. This case was dismissed on September 19, 2024. The WV Human Rights Commission is considering whether to appeal the ruling.
Civil Rights	Krivonyak, Chanin	CIV-24-0002	23-289	Supreme Court WV	SER Nancy Oldaker v. The Honorable Kurt Hall, Judge of the Circuit Court of Lewis County; State of West Virginia; and D.P., an Infant Under the Age of Eighteen Years Old	Petition for Writ of Prohibition to prevent the Circuit Court of Lewis County from holding the Petitioners in contempt and for exceeding its legitimate jurisdiction by ordering the Petitioners to carry out specific actions. The WV Supreme Court of Appeals remanded the case to the Circuit Court of Lewis County on June 6, 2024.
Civil Rights	Krivonyak, Chanin	CIV-24-0001	23-83	Supreme Court WV	SER Daniel Dilly v. The Honorable Kurt Hall, Judge of the Circuit Court of Lewis County; State of West Virginia; and D.P., an Infant Under the Age of Eighteen Years Old	Petition for Writ of Prohibition to prevent the Circuit Court of Lewis County from holding the Petitioners in contempt and for exceeding its legitimate jurisdiction by ordering the Petitioners to carry out specific actions. The WV Supreme Court of Appeals remanded the case to the Circuit Court of Lewis County on June 6, 2024.

**CONSUMER PROTECTION
AND ANTITRUST
DIVISION**

ANNUAL REPORT
TO
THE GOVERNOR, SENATE PRESIDENT AND
HOUSE OF DELEGATES SPEAKER
November 1, 2024

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Consumer Protection & Antitrust	Caudill, Frederic	CON-18-0005	18-C-185	Circuit Court Harrison County	SER Patrick Morrissey v. Professional Marketing Group, LLC d/b/a Vision Home Improvement, et al.	The suit alleges the Defendants violated consumer protection laws when consumers purchased home improvement items and installation of items, predominately including Sundowner awnings, but the items were never purchased nor installed. Suit was filed against the Limited Liability Company and its three members. After suit was filed, Defendant Facemire died; a Notice of Suggestion of Death was filed. The case continues against the company and the two remaining members. At court-ordered mediation, the individual Defendants settled and were dismissed from the case on April 12, 2024. Motions for default judgment and summary judgment against the business were granted on July 3, 2024. A final dismissal order was entered on October 1, 2024.
Consumer Protection & Antitrust	Cunningham, Abby	CON-18-0014	18-C-274	Circuit Court Ohio County	SER Patrick Morrissey v. Adam Parson d/b/a Precision Floor and Fence	The suit alleges the Defendant failed to perform work on contracts for which he was paid. The Court granted the State's request for a Temporary Injunction and Partial Summary Judgment but thereafter modified its previous order granting additional restitution and ordering the Defendant to produce certain records to the State. The State filed a Petition for Contempt when the Defendant failed to comply with most of the terms of the Order. In January 2021, the Court required the Defendant to follow a revised payment plan for paying restitution owed to consumers, to produce contact information for additional consumers and to provide financial documents to the State. The Defendant paid most, but not all, restitution to consumers. On September 19, 2023, the Court granted the State's motion for summary judgment on the remaining issues, finding the Defendant violated the West Virginia Consumer Credit and Protection Act (WVCCPA), and requiring the Defendant to pay any consumers that he still owes. The State filed a motion to amend the September 19, 2023, order requesting the Court to specify the amounts owed to remaining consumers and to address the State's requested injunctive relief in its summary judgment motion. The Court entered an Amended Order on June 4, 2024, specifying amounts owed to remaining consumers and granting the State's request for injunctive relief. The Defendant moved to vacate the Court's order on June 4, 2024. The Court re-issued its order on June 4, 2024, limiting final recovery to injunctive relief.
Consumer Protection & Antitrust	Cunningham, Abby	CON-20-0001	20-C-48	Circuit Court Putnam County	SER Patrick Morrissey v. Robert E. Jones d/b/a HR Services d/b/a A Personal Service and Jennifer Jones	The suit alleges that the Defendant used unfair and deceptive conduct to coerce consumers to enter into unnecessary and expensive home improvement contracts, misrepresented that he possessed various professional licenses, failed to fully perform contracts or performed them in an unworkmanlike manner, and failed to conform to requirements for written contracts. In September 2020, the Court granted the State's Motion for Temporary Injunction barring the Defendant from contracting during the pendency of the case and ordering the Defendant to provide certain records to the State. The Defendant failed to produce any records and the State filed a Petition for Contempt. Shortly thereafter, the Defendant was arrested on charges of fraudulent schemes in connection with his contracting work. The Defendant has remained incarcerated and has now pled guilty. The State's motion to appoint a Limited Guardian ad Litem due to his incarceration was granted. The Court also granted the State's motion to amend the complaint to add Mrs. Jones as a Defendant and she filed a response. Discovery is in progress.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Consumer Protection & Antitrust	Cunningham, Abby	CON-22-0014	22-C-132	Circuit Court Putnam County	SER Patrick Morrissey v. J. Andrews Design and Jason Andrew Sansom	The suit alleges the Defendant failed to fully perform contracts or performed them in an unworkmanlike manner and failed to conform to requirements for written contracts. The Defendant failed to file a response or otherwise plead. In March 2023, the Court granted the State's motions for default judgment and summary judgment on liability. At a hearing in May 2023, the Court awarded consumer restitution. At a later hearing the State was awarded civil penalties as well as attorneys' fees and costs. Through a Final Order dated May 10, 2024, the Court re-affirmed its rulings from March 2023 and May 2024 and granted an award of civil penalties, attorneys' fees and costs.
Consumer Protection & Antitrust	Cunningham, Abby	CON-23-0002	23-C-236	Circuit Court Kanawha County	SER Patrick Morrissey v. Larry Morehead d/b/a L&M Construction, LLC	The suit alleges the Defendant engaged in home improvements and contracting without the required licenses, misrepresented that he possessed a contractor's license, failed to fully perform home improvement or construction contracts or performed them in an unworkmanlike manner, and failed to conform to the requirements for written contracts. The Defendant has failed to file an answer or otherwise plead. Litigation is ongoing. The State filed a Motion for Default and Motion for Summary Judgment and the Court granted Judgment by Default on November 16, 2023, also determining that the Motion for Summary Judgment was moot. After a hearing in February 2024, the Court entered an Order granting consumer restitution, awarding the State a civil penalty, entering a permanent injunction barring the Defendant from engaging in home improvement or contracting services, and finding that the State is entitled to attorneys' fees and costs. On May 29, 2024, the Court entered an Order awarding attorneys' fees and costs.
Consumer Protection & Antitrust	Cunningham, Abby	CON-23-0009	23-P-436	Circuit Court Kanawha County	SER Patrick Morrissey v. Anthony Cobb and A&F Solutions, LLC	The suit alleges the Defendants engaged in home improvement and contracting services without the required licenses, failed to fully perform home improvement or construction contracts or performed them in an unworkmanlike manner, and failed to conform to the requirements for written contracts. The Defendants failed to file an answer. The State filed a Motion for Default on February 26, 2024. The Court entered an Order Granting Judgment by Default on June 10, 2024, and set a further hearing to determine remedies. After a hearing in July 2024, the Court entered an Order granting consumer restitution, awarding the State a civil penalty, entering a permanent injunction barring the Defendants from engaging in home improvement or contracting services, and awarding the State its attorneys' fees and costs.
Consumer Protection & Antitrust	Cunningham, Abby	CON-23-0010	23-P-437	Circuit Court Kanawha County	SER Patrick Morrissey v. Brandon Adkins, d/b/a BMP Home Improvement	The suit alleges the Defendant engaged in home improvement contracting without the required licenses, failed to fully perform home improvement or construction contracts or performed them in an unworkmanlike manner and failed to conform to the requirements for written contracts. Shortly after the suit was served on the Defendant, he was arrested on related charges. On February 16, 2024, the State moved for appointment of a Guardian ad Litem for the Defendant for the limited purpose of accepting service and facilitating response to the State's complaint. A Guardian ad Litem was appointed in April 2024. Litigation is ongoing.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Consumer Protection & Antitrust	Cunningham, Abby	CON-24-0002	24-C-20	Circuit Court Putnam County	SER Patrick Morrissey v. Publicis Health, LLC	The suit alleges the Defendant engaged in unfair or deceptive acts or practices through the development of deceptive marketing products used by opioid manufacturers, such as Purdue Pharma. The State also alleged that the Defendant's actions helped to cause or contribute to the ongoing opioid epidemic. As part of a national multistate settlement, a consent judgment was filed concurrently with the suit and included injunctive relief and monetary payments. On February 7, 2024, the State and the Defendant jointly moved to transfer the suit to the West Virginia Mass Litigation Panel. On March 7, 2024, the Court entered an Order transferring the suit to the Panel. The Panel entered the Final Consent Judgment on March 19, 2024.
Consumer Protection & Antitrust	Cunningham, Abby	CON-24-0011	CC-23-2024-C-125	Circuit Court Logan County	SER Patrick Morrissey v. Douglas Ray Baisden, individually, and d/b/a Build A Barn LLC, and Barnyard Building Supplies LLC	The suit alleges the Defendants failed to provide barn kits when consumers had already paid for them. Defendants have been served but no responsive pleadings or motions have been filed.
Consumer Protection & Antitrust	Davis, Douglas	CON-20-0022	1:20-cv-03715	USDC DC	State of Colorado, et al. v. Google LLC	The suit, filed by the West Virginia Attorney General and 37 other attorneys general, alleges anticompetitive conduct in violating markets through a series of anticompetitive exclusionary contracts and conduct. The lawsuit alleges that Google limits the ability of rival search engines and potential rivals to reach consumers, disadvantages users of its search-advertising management tool by favoring advertising on its own platform and discriminates against specialized search sites by depriving them of access to prime real estate. The Court combined this case with the parallel case of United States, et al. v. Google LLC for pretrial purposes. On August 5, 2024, following trial, the court ruled in favor of the U.S. Department of Justice and the states on liability. The matter will now proceed to the remedies phase. The court has set a tight briefing schedule, with a ruling expected by August 2025.
Consumer Protection & Antitrust	Davis, Douglas	CON-23-0005	1:23-cv-00108	USDC VAED	United States of America v. Google LLC	The suit, filed by the West Virginia Attorney General, 16 other states and the U.S. Department of Justice, alleges violations of antitrust laws related to display advertising that appears on internet websites. The suit claims the Defendant has unlawfully monopolized markets dealing with how ads are sold and placed on internet webpages. Presentment of evidence occurred in September 2024 with closing arguments set for November 25, 2024.
Consumer Protection & Antitrust	Davis, Douglas	CON-24-0003	1:24-cv-3973	USDC NYSD	State of Arizona v. Live Nation Entertainment, Inc.	The suit, filed by the West Virginia Attorney General and 29 other states and the U.S. Department of Justice, alleges Live Nation has unlawfully maintained its monopoly of the primary ticketing market for music concerts at large venues and has otherwise violated Section 2 of the Sherman Act and similar state antitrust laws. Discovery is in progress. Trial is expected to begin in late 2025.
Consumer Protection & Antitrust	Davis, Douglas	CON-23-0007	22-C-40	Circuit Court Taylor County	SER Patrick Morrissey v. Emily Bolyard Mooney, individually and d/b/a To The Moon Roofing, and Benjamin Mooney a/k/a Benji Mooney, individually and d/b/a To the Moone Roofing	The suit alleges the Defendants took payment for home improvement contracts but never delivered the goods or services, did not complete jobs that were started, and failed to honor warranties on completed work. The State's Motion for Summary Judgment was granted on November 7, 2023, and a permanent injunction issued. After presentation of witnesses and documents, a Final Order setting restitution and civil penalties was entered on July 7, 2024.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Consumer Protection & Antitrust	Davis, Douglas	CON-24-0001	23-cv-100	USDC WVSD	State of Ohio, et al. v. National Collegiate Athletic Association	The suit, filed by the West Virginia Attorney General and six other states, asks the Court to prevent the National Collegiate Athletic Association (NCAA) from enforcing a rule requiring athletes to sit out a season of competition after transferring to a new school a second time or more. After a temporary restraining order hearing, the Court issued an order in favor of the states. Talks among all the parties resulted in a consent order being entered May 31, 2024, resolving the matter in favor of the states. The rule is no longer enforced by the NCAA.
Consumer Protection & Antitrust	Davis, Douglas	CON-23-0006	23-P-245	Circuit Court Kanawha County	SER Patrick Morrissey v. Glenn A. Naylor, II d/b/a Naylor Monument Company, LLC	The suit alleges the Defendant took money for the delivery and/or installation of cemetery headstones or monuments but failed to complete the contracts. After the Defendant failed to respond to discovery requests and court motions, judgment was entered in favor of the State in July 2024.
Consumer Protection & Antitrust	Davis, Douglas	CON-17-0007	3:17-cv-01180-VAB	USDC CT	State of Arkansas, et al. v. Aurobindo Pharma USA, Inc., et al.	The suit, filed by the West Virginia Attorney General and several states, alleges the Defendants engaged in price fixing for a number of generic drugs in the U.S. The complaint was originally filed in Connecticut but was consolidated in June 2018 in multi-district litigation in Pennsylvania. The matter was remanded to Connecticut in June 2024. Discovery is in progress.
Consumer Protection & Antitrust	Davis, Douglas	CON-19-0006	3:19-cv-00710-MPS	USDC CT	State of Connecticut, et al. v. Teva Pharmaceuticals USA, Inc., et al.	The suit, filed by the West Virginia Attorney General and more than 45 states and territories, alleges several generic drug manufacturers and officers fixed the prices on more than 100 generic drugs. The Defendants filed motions to dismiss which remain pending. Discovery is ongoing. Suit was originally filed in federal court in Connecticut but was then transferred to multi-district litigation in Pennsylvania. The matter was remanded to Connecticut in June 2024. Discovery is in progress.
Consumer Protection & Antitrust	Davis, Douglas	CON-20-0008	3:20-cv-00802-SRU	USDC CT	The State of Connecticut, et al. v. Sandoz, Inc., et al.	The suit, filed by the West Virginia Attorney General and 51 states and territories, against more than two dozen generic drug manufacturers and executives, alleges unlawful price fixing on approximately 80 topical prescriptions. This action was originally filed in Connecticut but was transferred to the multi-district generic drug litigation pending in the Eastern District of Pennsylvania. The matter was remanded to Connecticut in June 2024. Discovery is in progress. A trial date is expected in 2025.
Consumer Protection & Antitrust	Googel, Norman	CON-19-0013	19-C-420	Circuit Court Berkeley County	SER Patrick Morrissey v. Future Income Payments, LLC and Scott Alan Kohn	The suit alleges the Defendants made consumer loans in West Virginia without required licenses and registrations and charged usurious interest rates that constitute excess charges. The suit further alleged the Defendants misled consumers to believe that they were “buying” an asset of the consumer, made “usurious” loans, misled consumers to believe it could make loans in West Virginia with interest rates higher than permitted by West Virginia law, and caused misunderstanding and confusion among consumers by failing to disclose the terms and conditions of financing. In July 2019, Defendant Kohn was indicted in U.S. District Court of South Carolina and a motion was granted to stay this proceeding during the pendency of the criminal action. Kohn pled guilty and part of his sentence included forfeiture of funds totaling \$297,129,921.77. A parallel action by the Consumer Financial Protection Bureau resulted in a default judgment for restitution to consumers, including West Virginia consumers, and injunctive relief. A dismissal order was entered November 7, 2023.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Consumer Protection & Antitrust	Googel, Norman	CON-20-0004	20-C-62	Circuit Court Putnam County	SER Patrick Morrissey v. Thomas Jones and Precision Home Improvements, LLC	The suit alleges the Defendants engaged in home improvement services without being properly licensed, work was substandard and consumers were not provided with a three-day right to cancel. The State filed a Motion for Judgment by Default and for Summary Judgment, both of which were granted by the Court by a Final Order entered on January 25, 2021. The Order included a permanent injunction, restitution and a civil penalty. After learning that Defendant Jones was continuing to do contracting work, the State filed a Petition for Contempt which was heard on September 24, 2021. An Order was entered finding the Defendant in contempt. When the Defendant still failed to comply with the Court's orders, another petition was filed, and a Second Contempt Order was entered on September 7, 2022. Defendant Jones has still not complied with the Court's orders and a Third Petition for Contempt against Jones was filed on July 8, 2024, and Jones was again found in contempt after a hearing on July 26, 2024. A decision on the consequences for failure to comply will be made after a hearing on November 15, 2024.
Consumer Protection & Antitrust	Googel, Norman	CON-21-0004	21-C-775	Circuit Court Kanawha County	SER Patrick Morrissey v. Mr. V & Sons Pre-Owned Auto Sales, Inc., Sohrab Vagheel and Camron Vagheel	The suit alleges the Defendants used deceptive acts and practices in the sale of used motor vehicles. The Defendants filed answers and litigation progressed. The case was settled, and an Agreed Final Order was entered on December 29, 2023, granting a permanent injunction, consumer restitution and civil penalties.
Consumer Protection & Antitrust	Googel, Norman	CON-22-0011	22-C-229	Circuit Court Raleigh County	SER Patrick Morrissey v. Jerry Smales and Altrucon, Inc. d/b/a Mountaineer Plumber and Beckley Plumbers	The suit alleges the Defendants were providing plumbing services without the required license, were charging consumers exorbitant sums for services they were not capable of performing and were subjecting consumers to abusive debt collection practices. The Court granted a preliminary injunction in October 2022. The State also filed a Motion for Judgment by Default against Altrucon, which was granted by order entered November 21, 2022. The court entered a Final Order on December 1, 2023, granting a permanent injunction, consumer restitution and civil penalties.
Consumer Protection & Antitrust	Googel, Norman	CON-22-0004	22-C-76	Circuit Court Monongalia County	SER Patrick Morrissey v. Bradley Glaspell d/b/a Helping Hands Home Improvement, Rachel Glaspell and Over the Top Roofing	The suit alleges the Defendants were not licensed as contractors and were receiving payments on contracts for work that was never started or was incomplete. The Defendants never responded to the complaint. The State filed a Motion for Judgment by Default and a Motion for Summary Judgment which was granted by a Final Order entered on December 15, 2023. The Final Order also granted a permanent injunction, consumer restitution and civil penalties.
Consumer Protection & Antitrust	Googel, Norman	CON-23-0001	23-C-13	Circuit Court Mineral County	SER Patrick Morrissey v. Frank L. Kucera & Associates, Frank L. Kucera, M. Thomassen & Associates, P.C. and Marilyn R. Thomassen	The suit alleges the Defendants were out-of-state law firms and lawyers engaged in the unlawful provision of debt settlement services for West Virginia consumers. The businesses and individual lawyers have been served, but never filed answers. The court granted a Motion for Judgment by Default and Motion for Summary Judgment on April 22, 2024. The court ordered a permanent injunction, restitution and civil penalties.
Consumer Protection & Antitrust	Googel, Norman	CON-23-0003	23-C-30	Circuit Court Putnam County	SER Patrick Morrissey v. Gary May, Veronica May, Tyler May and Joshua May, d/b/a May Brothers	The suit alleges the Defendants were engaged in the business of selling, transporting, setting up, repairing and renovating mobile homes without the required licenses from the WV Manufactured Housing Board and the WV Contractor Licensing Board. The State requested a Temporary Injunction and, following a hearing, the request was granted by Order entered June 6, 2023. On September 28, 2023, the Court denied Defendants' motion to dismiss and on September 29, 2023, granted the State's Motion to Amend its complaint to add another Defendant. The case is scheduled for a bench trial on December 16-18, 2024.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Consumer Protection & Antitrust	Googel, Norman	CON-24-0005	24-C-124	Circuit Court Randolph County	SER Patrick Morrissey v. Charles Blaine Simmons	The suit alleges the Defendant was performing home improvement contracting work without a valid contractor's license, failed to use a proper written contract, failed to provide a three-day right to cancel, and did no work or performed substandard work. The Defendant has been served with the Complaint but no responsive pleading has been filed. Litigation is in progress.
Consumer Protection & Antitrust	Googel, Norman	CON-24-0006	24-C-29	Circuit Court Wyoming County	SER Patrick Morrissey v. Jerry Walls, II d/b/a Walls Construction	The suit alleges the Defendant was performing home contracting work without a contractor's license, failed to provide a written contract for work, failed to provide a written three-day right to cancel, and did no work or performed substandard work. The Defendant was properly served but no responsive pleading has been filed. Litigation is in progress.
Consumer Protection & Antitrust	Haight, Ann	AD-12-1318	12-C-294	Circuit Court Putnam County	SER John D. Perdue v. Monumental Life Insurance Company	The suit alleges the Defendant, as a holder of life insurance policies presumed to be abandoned, failed to comply with the West Virginia Uniform Unclaimed Property Act by not accounting for and turning over that property to the State Treasurer as unclaimed property. WV Supreme Court of Appeals upheld the legal theory in a decision issued June 16, 2015. Defendant's Motion for Judgment on the Pleadings was denied and Defendant's Motions to Reconsider and to Certify Questions to the WV Supreme Court of Appeals were denied by order entered March 14, 2018. Litigation is ongoing.
Consumer Protection & Antitrust	Haight, Ann	AD-12-1584	12-C-330	Circuit Court Putnam County	SER John D. Perdue v. American Income Life Insurance Company	The suit alleges the Defendant, as a holder of life insurance policies presumed to be abandoned, failed to comply with the West Virginia Uniform Unclaimed Property Act by not accounting for and turning over that property to the State Treasurer as unclaimed property. WV Supreme Court of Appeals upheld the legal theory in a decision issued June 16, 2015. Case previously stayed during audit review by the State Treasurer. Case is no longer under stay and discovery is ongoing.
Consumer Protection & Antitrust	Haight, Ann	CON-17-0015	12-C-331	Circuit Court Putnam County	SER John D. Perdue v. The Western and Southern Life Insurance Company	The suit alleges the Defendant, as a holder of life insurance policies presumed to be abandoned, failed to comply with the West Virginia Uniform Unclaimed Property Act by not accounting for and turning over that property to the State Treasurer as unclaimed property. WV Supreme Court of Appeals upheld the legal theory in a decision issued June 16, 2015. Defendant's motion for Judgment on the Pleadings was denied and Defendant's Motions to Reconsider and to Certify Questions to the WV Supreme Court of Appeals were denied by order entered March 14, 2018. Discovery ensued. The case settled in October 2023. Attorney Fee Order entered December 8, 2023, and Dismissal Order entered December 27, 2023.
Consumer Protection & Antitrust	Haight, Ann	AD-12-1687	12-C-355	Circuit Court Putnam County	SER John D. Perdue v. Western & Southern Life Assurance Company	The suit alleges the Defendant, as a holder of life insurance policies presumed to be abandoned, failed to comply with the West Virginia Uniform Unclaimed Property Act by not accounting for and turning over that property to the State Treasurer as unclaimed property. WV Supreme Court of Appeals upheld the legal theory in a decision issued June 16, 2015. Defendant's Motion for Judgment on the Pleadings was denied and Defendant's Motions to Reconsider and to Certify Questions to the WV Supreme Court of Appeals were denied. Discovery ensued. Case settled in October 2023. Attorney Fee Order entered December 8, 2023. Dismissal Order entered December 27, 2023.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Consumer Protection & Antitrust	Haight, Ann	AD-12-1710	12-C-361	Circuit Court Putnam County	SER John D. Perdue v. Transamerica Life Insurance Company	The suit alleges the Defendant, as a holder of life insurance policies presumed to be abandoned, failed to comply with the West Virginia Uniform Unclaimed Property Act by not accounting for and turning over that property to the State Treasurer as unclaimed property. WV Supreme Court of Appeals upheld the legal theory in a decision issued June 16, 2015. Defendant's Motion for Judgment on the Pleadings was denied and Defendant's Motions to Reconsider and to Certify Questions to the WV Supreme Court of Appeals were denied by Order entered March 14, 2018. Litigation is ongoing.
Consumer Protection & Antitrust	Haight, Ann	AD-12-1679	12-C-375	Circuit Court Putnam County	SER John D. Perdue v. Globe Life & Accident Insurance Company	The suit alleges the Defendant, as a holder of life insurance policies presumed to be abandoned, failed to comply with the West Virginia Uniform Unclaimed Property Act by not accounting for and turning over that property to the State Treasurer as unclaimed property. WV Supreme Court of Appeals upheld the legal theory in a decision issued June 16, 2015. Case previously stayed during audit review by the State Treasurer. Case is no longer under stay and discovery is ongoing.
Consumer Protection & Antitrust	Haight, Ann	AD-13-280	12-C-436	Circuit Court Putnam County	SER John D. Perdue v. Colonial Penn Life Insurance Company	The suit alleges the Defendant, as a holder of life insurance policies presumed to be abandoned, failed to comply with the WV Uniform Unclaimed Property Act by not accounting for and turning over that property to the State Treasurer as unclaimed property. WV Supreme Court of Appeals upheld the legal theory in a decision issued June 16, 2015. Defendant's Motion for Judgment on the Pleadings was denied and Defendant's Motions to Reconsider and to Certify Questions to the WV Supreme Court of Appeals were denied by order of March 14, 2018. Litigation is ongoing.
Consumer Protection & Antitrust	Haight, Ann	AD-13-277	12-C-439	Circuit Court Putnam County	SER John D. Perdue v. United American Insurance Company	The suit alleges the Defendant, as a holder of life insurance policies presumed to be abandoned, failed to comply with the West Virginia Uniform Unclaimed Property Act by not accounting for and turning over that property to the State Treasurer as unclaimed property. WV Supreme Court of Appeals upheld the legal theory in a decision issued June 16, 2015. Case previously stayed during audit review by the State Treasurer. Case is no longer under stay and discovery is ongoing.
Consumer Protection & Antitrust	Haight, Ann	AD-13-241	12-C-446	Circuit Court Putnam County	SER John D. Perdue v. Lafayette Life Insurance Company	The suit alleges the Defendant, as a holder of life insurance policies presumed to be abandoned, failed to comply with the West Virginia Uniform Unclaimed Property Act by not accounting for and turning over that property to the State Treasurer as unclaimed property. WV Supreme Court of Appeals upheld the legal theory in a decision issued June 16, 2015. Defendant's Motion for Judgment on the Pleadings was denied and Defendant's Motions to Reconsider and to Certify Questions to the WV Supreme Court of Appeals were denied by Order entered March 14, 2018. Discovery ensued. Case settled in October 2023. Attorney Fee Order entered December 8, 2023. Dismissal Order entered December 27, 2023.
Consumer Protection & Antitrust	Haight, Ann	CON-19-0015	19-C-150	Circuit Court Boone County	SER Patrick Morrissey v. Mallinckrodt LLC and SpecGx LLC	The suit alleges the Defendant opioid manufacturers engaged in strategic campaigns to deceive prescribers and patients, misrepresented the risks and benefits of opioid painkillers and failed to detect and prevent suspicious orders. The action was consolidated before the Opioid Mass Litigation Panel. The Panel denied the Defendants' Motion to Dismiss. On October 12, 2020, Defendant filed bankruptcy, and the state case was stayed. A second bankruptcy was filed on August 28, 2023. Payments have been made for state opioid claims but bankruptcy proceedings are not resolved.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Consumer Protection & Antitrust	Haight, Ann	CON-19-0014	19-C-151	Circuit Court Boone County	SER Patrick Morrissey v. Endo Health Solutions Inc., Endo Pharmaceuticals Inc., and Par Pharmaceutical, Inc.	The suit alleges the defendant opioid manufacturers engaged in strategic campaigns to deceive prescribers and patients, misrepresented the risks and benefits of opioid painkillers and failed to detect and prevent suspicious orders. The action was consolidated before the WV Opioid Mass Litigation Panel. The Panel denied the Defendants' Motion to Dismiss. The State reached a settlement with the Defendants on March 20, 2022, and advised Defendants on July 1, 2022, that the participation threshold had been reached. Defendants filed bankruptcy on August 16, 2022. The state case was stayed. A Chapter 11 Plan for Reorganization was approved by the bankruptcy court on March 22, 2024, with an effective date of April 24, 2024. Claims for reimbursement of litigation expenses are still pending.
Consumer Protection & Antitrust	Haight, Ann	CON-19-0005	19-C-62	Circuit Court Boone County	SER Patrick Morrissey v. Purdue Pharma L.P., Purdue Pharma Inc., and Richard Sackler, M.D.	The suit alleges the Defendant companies and former Chief Executive Director Richard Sackler unlawfully marketed opioids by engaging in strategic campaigns to deceive prescribers and patients and misrepresented the risks and benefits of opioid painkillers. On September 16, 2019, Purdue filed for bankruptcy and the state case was stayed. The plan approved by the Bankruptcy Court in September 2021 included payment from and release of the Sackler Family. The District Court reversed the approval, but the Second Circuit upheld the original plan. The US Supreme Court of Appeals accepted the appeal from the Ninth Circuit on August 9, 2023, and issued its ruling on June 27, 2024, rejecting the authority of the Bankruptcy Court to confirm the payment and release. The Bankruptcy Court referred the parties to mediation. The case remains stayed before the West Virginia Mass Litigation Panel.
Consumer Protection & Antitrust	Lackey, Laurel	CON-15-0052	15-C-958	Circuit Court Raleigh County	SER Patrick Morrissey v. Rock City Pharmacy, LLC	The suit alleges the Defendants engaged in a scheme to obtain personal data from patients and use that information to transfer the patients' prescriptions without their knowledge or consent. This transfer resulted in patients paying higher prices for their medicine and/or medical supplies. The case is under bankruptcy stay as Uplift RX, LLC, a company that entered into a pre-purchase agreement with Rock City, declared bankruptcy in the Southern District of Texas. The State filed a proof of claim as an unsecured creditor. The bankruptcy case is still ongoing.
Consumer Protection & Antitrust	Lackey, Laurel	CON-15-0053	15-C-959	Circuit Court Raleigh County	SER Patrick Morrissey v. David Pharmacy, LLC	The suit alleges the Defendants engaged in a scheme to obtain personal data from patients and use that information to transfer the patients' prescriptions without their knowledge or consent. This transfer resulted in patients paying higher prices for their medicine and/or medical supplies. The case is under bankruptcy stay as Uplift RX, LLC, a company that entered into a pre-purchase agreement with David Pharmacy, declared bankruptcy in the Southern District of Texas. The State filed a proof of claim as an unsecured creditor. The bankruptcy case is still ongoing.
Consumer Protection & Antitrust	Lackey, Laurel	CON-16-0001	16-C-230	Circuit Court Raleigh County	SER Patrick Morrissey v. CureRX, LLC a/k/a Cure Pharmacy and Chris Rothe, member and manager of CureRX, LLC	The suit alleges the Defendants engaged in a scheme to obtain personal data from patients and use that information to transfer the patients' prescriptions without their knowledge or consent. This transfer resulted in patients paying higher prices for their medicine and/or medical supplies. The case is under bankruptcy stay as Uplift RX, LLC, a company that entered into a pre-purchase agreement with CureRX, LLC, declared bankruptcy in the Southern District of Texas. The State filed a proof of claim as an unsecured creditor. The bankruptcy case is still ongoing.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Consumer Protection & Antitrust	Lackey, Laurel	CON-24-0012	23-C-414	Circuit Court Berkeley County	SER Patrick Morrisey v. Inmediata Health Group, LLC and Inmediata Technologies, LLC	The suit alleges the Defendant used a health information system that failed to prevent or discover a coding issue that exposed the protected health information of approximately 1.5 million consumers for nearly three years. The parties agreed to a Consent Judgment, which includes injunctive provisions and a monetary settlement. Inmediata agreed to pay West Virginia \$15,915. The Consent Judgment was entered on January 22, 2024.
Consumer Protection & Antitrust	Lackey, Laurel	CON-24-0010	24-C-253	Circuit Court Berkeley County	SER Patrick Morrisey v. Marriott International, Inc.	The suit alleges there was a data breach of Defendant's Starwood guest reservation databases. Concurrently with the filing, the parties submitted an Agreed Consent Judgment where the Defendant agreed to improve and strengthen its cybersecurity practices and provide annual updates detailing its cybersecurity practices and procedures. Marriott agreed to pay \$52 million to the states as a part of this settlement. The Consent Judgment was entered on October 16, 2024.
Consumer Protection & Antitrust	Lackey, Laurel	CON-24-0004	24-C-296	Circuit Court Berkeley County	SER Patrick Morrisey v. Johnson & Johnson	The suit alleges Defendants Johnson & Johnson and related entities deceptively promoted and misled consumers in advertisements related to the safety and purity of some of its talc powder products. The case was delayed by Johnson & Johnson twice filing for bankruptcy protection, but those cases were dismissed. The parties agreed to a Consent Judgment which includes ceasing the manufacture and sale of baby powder and body powder products that contain talc in the United States, as well as a monitor settlement to the State of \$5,994,747.98 paid over four years. The Consent Judgment was entered on June 11, 2024.
Consumer Protection & Antitrust	Lackey, Laurel	CON-24-0008	4:23-cv-05448	USDC CAND	SER Patrick Morrisey v. Meta Platforms, Inc.; Instagram, LLC; Meta Payments, Inc.; and Meta Platforms Technologies, LLC	The suit alleges the Defendants knowingly designed and deployed harmful features in their social media platforms that purposefully addict children and teens including violations of state laws and the federal Children's Online Privacy Protection Act (COPPA). The claims included allegations that Meta falsely assured the public that its features are safe and suitable for young users. Discovery is in progress.
Consumer Protection & Antitrust	Morrison, Matt	CON-23-0008	23-C-173	Circuit Court Putnam County	SER Patrick Morrisey v. Jacob D. Meadows d/b/a Deckmasters	The suit alleges the Defendant repeatedly and willfully engaged in the sale and provision of home improvement contracting services without a contractor's license from the WV Contractor's Licensing Board, failed to furnish consumers with a notice of the unconditional right to cancel, and either performed work that was substandard or did not begin or complete the work. The State has served discovery requests. Litigation is in progress.
Consumer Protection & Antitrust	Sizemore, Vaughn	AD-03-805	03-C-109	Circuit Court Lincoln County	SER Patrick Morrisey v. Minnesota Mining and Manufacturing Co., Mine Safety Appliances Co., and American Optical Corp.	The suit alleges the Defendant manufacturers and suppliers of dust masks and respirators, marketed and sold their products to coal operators in West Virginia by falsely claiming the devices were an effective means to reduce miners' exposure to airborne coal dust, thereby decreasing the number and severity of coal-related occupational pneumoconiosis cases. The State alleges the claims were false at the time they were made. The Court entered an order bifurcating the case for trial, with the West Virginia Consumer Credit and Protection Act claims to be tried first. Defendants filed a Writ of Prohibition with the WV Supreme Court of Appeals and the writ was denied. The Court set a new trial date for November 2023, but it was postponed because the Court sent a certified question to the WV Supreme Court of Appeals involving a question raised after a Rule 30(b) deposition of the Attorney General's Office regarding the facts relative to the discovery rule and the filing of the lawsuit. A stay of the action is in place pending the ruling of the Court.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Consumer Protection & Antitrust	Sizemore, Vaughn	AD-12-1622	12-C-122	Circuit Court Mason County	SER Patrick Morrissey v. Intersections Insurance Services, Inc.	The suit alleges the Defendant used unlawful telemarketing activities, unlawful imposition of fees and other unfair and unlawful acts against a third-party vendor offering credit card ancillary services for banks and credit card companies. Although a trial date was set for March 2020, that date was postponed and discovery continues.
Consumer Protection & Antitrust	Sizemore, Vaughn	AD-12-1619	12-C-123	Circuit Court Mason County	SER Patrick Morrissey v. Center Partners, Inc.	The suit alleges the Defendant used unlawful telemarketing activities, unlawful imposition of fees, and other unfair and unlawful acts against a third-party vendor offering credit card ancillary services for banks and credit card companies. Discovery is ongoing.
Consumer Protection & Antitrust	Sizemore, Vaughn	AD-12-1618	12-C-124	Circuit Court Mason County	SER Patrick Morrissey v. Sitel Corporation	The suit alleges the Defendant used unlawful telemarketing activities, unlawful imposition of fees, and other unfair and unlawful acts against a third-party vendor offering credit card ancillary services for banks and credit card companies. Discovery is ongoing.
Consumer Protection & Antitrust	Sizemore, Vaughn	AD-12-1620	12-C-125	Circuit Court Mason County	SER Patrick Morrissey v. Sykes Enterprises, Inc.	The suit alleges the Defendant used unlawful telemarketing activities, unlawful imposition of fees, and other unfair and unlawful acts against a third-party vendor offering credit card ancillary services for banks and credit card companies. Discovery is ongoing.
Consumer Protection & Antitrust	Sizemore, Vaughn	AD-12-1621	12-C-126	Circuit Court Mason County	SER Patrick Morrissey v. Stonebridge Life Insurance	The suit alleges the Defendant used unlawful telemarketing activities, unlawful imposition of fees, and other unfair and unlawful acts against a third-party vendor offering credit card ancillary services for banks and credit card companies. During the course of discovery, Stonebridge was identified as the appropriate party in interest and was substituted as the Defendant. Discovery, including numerous discovery disputes, is ongoing.
Consumer Protection & Antitrust	Sizemore, Vaughn	CON-14-0072	13-C-1	Circuit Court Mason County	SER Patrick Morrissey v. Pfizer, et al.	The suit alleges the Defendants violated the Antitrust Act by the use of unfair methods of competition and trade practices to the delay of entry into the market of generic versions of Lipitor. Due to Defendant's actions, generic Lipitor did not become available until November 2011, resulting in West Virginia consumers paying more for name brand than for generic Lipitor.
Consumer Protection & Antitrust	Wentz, Ashley	CON-23-0011	23-C-464	Circuit Court Berkeley County	SER Patrick Morrissey v. Premier Auto Sales LLC Pre Owned, f/k/a Premier Auto Sales LLC Pre Owned & Quality Rebuilt, f/k/a Premier Auto Sales LLC Pre-Owned f/k/a Premier Auto Sales Pre-Owned LLC, a West Virginia limited liability corporation, and Moussa Hassane	The suit alleges the Defendants violated West Virginia's as-is laws for the sale of used motor vehicles. The State was granted a Default Judgment on liability on March 19, 2024. A hearing on remedies and injunctive relief was held on July 8, 2024, and a final order has been submitted for entry.
Consumer Protection & Antitrust	Wentz, Ashley	CON-23-0004	4:23-cv-00233	USDC AZ	State of Arizona v. Michael D. Lansky, LLC d/b/a Avid Telecom, Michael Lansky and Stacey S. Reeves	The suit, filed by 48 states and the District of Columbia, alleges the Defendants initiated and facilitated billions of illegal robocalls to millions of people and violated the Telephone Consumer Protection Act, the Telemarketing Sales Rule and other federal and state telemarketing and consumer laws. Defendants filed Motions to Dismiss and a Motion to Refer to Arbitration but all motions were denied. The parties are working on a Case Management Order and discovery is in progress.

**DEPARTMENT OF HEALTH AND
HUMAN RESOURCES
DIVISION**

ANNUAL REPORT
TO
THE GOVERNOR, SENATE PRESIDENT AND
HOUSE OF DELEGATES SPEAKER
November 1, 2024

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Department of Health	Alexander, Angela	DOH-24-0043	24-ICA-359	Intermediate Court of Appeals – WV	Kristie Aston v. WV Department of Health/Office of Inspector General	Appeal of Board of Review (BOR) decision to uphold Office of Inspector General (OIG)/Fraud Management's implementation of Supplemental Nutrition Assistance Program (SNAP) benefit repayment claim.
Department of Health	Compton, Steven	DOH-24-0001	23-C-877	Circuit Court Kanawha County	John Doe v. Sherri Young, et al.	Petitioner filed Verified Petition for Declaratory Judgment on Validity of Rule in order to correct mistakes on birth certificates.
Department of Health	Compton, Steven	DOH-24-0003	24-157	Supreme Court WV	State ex rel. Robert I. Brown, Jr. v. WV DHHR	Writ of Mandamus against the Chief Medical Examiner in order to obtain complete autopsy results as it relates to his criminal conviction.
Department of Health	Compton, Steven	DOH-24-0005	24-ICA-112	Intermediate Court of Appeals – WV	C.M. & J.M. v. WV Department of Health/Bureau for Public Health/Office of Epidemiology and Prevention Services	Appeal of BOR Decision to deny vaccination exemption. Dismissed for failure to perfect.
Department of Health	Compton, Steven	DOH-24-0040	24-ICA-326	Intermediate Court of Appeals – WV	John Doe v. State of West Virginia and Cabinet Secretary of the Department of Health	Appeal of circuit court order granting WV Department of Health's motion to dismiss his request to change a birth certificate.
Department of Health	Compton, Steven	DOH-24-0026	24-P-128	Circuit Court Kanawha County	Andrea Flohr v. WV Department of Health/Bureau for Public Health	Petition for release of documents regarding a FOIA request. Final Order denying Plaintiff's petition entered June 13, 2024.
Department of Health	Williams, Michael	DOH-24-0010	24-ICA-97	Intermediate Court of Appeals – WV	Putnam County Aging Program Inc. and Fayette County Senior Programs v. A Special Touch In Home Care and WV Health Care Authority	Appeal of an administrative decision of the Bureau for Medical Services issuing certificates of need for home healthcare providers. Briefing is largely complete. Parties are awaiting oral argument and decision.
Department of Health	Williams, Michael	DOH-24-0012	24-ICA-99	Intermediate Court of Appeals – WV	Fayette County Senior Programs and Summers County Counsel on Aging v. Panhandle Support Services, Inc. and WV Health Care Authority	Appeal regarding the need to provide personal care services through West Virginia Medicaid in Fayette, Raleigh, Summers, Monroe, Mercer and Greenbrier counties.
Department of Health Facilities	Compton, Steven	DHF-24-0014	24-C-899	Circuit Court Kanawha County	Gordon Simmons v. WV Department of Health Facilities, et al.	Petition filed for declaratory and injunctive relief alleging W.Va. Code § 6C-2-3 violates his constitutional rights protected by the 1st and 14th Amendments.
Department of Health Facilities	Lipscomb, Gail	DHF-24-0007	11-F-60	Circuit Court Ohio County	State of West Virginia v. C.H.	Commitment to Sharpe Hospital under W.Va. Code § 11-F-60.
Department of Human Services	Alexander, Angela	DHS-24-0178	24-ICA-354	Intermediate Court of Appeals – WV	Karla A. Murphy v. WV Department of Human Services/Bureau for Social Services	Appeal of Board of Review dismissal of action.
Department of Human Services	Alexander, Angela	DHS-24-0191	24-ICA-359	Intermediate Court of Appeals – WV	Kristie Aston v. WV Department of Health/Office of Inspector General	Appeal of Board of Review decision to uphold OIG/Fraud Management's implementation of SNAP benefit repayment claim.
Department of Human Services	Casteel, Chaelyn	DHS-24-0041	23-755	Supreme Court WV	P.W. v. WV Department of Human Services	Appeal of a WV Intermediate Court of Appeals decision that reversed an abuse decision.
Department of Human Services	Casteel, Chaelyn	DHS-24-0040	23-ICA-15	Intermediate Court of Appeals – WV	P.W. v. WV DHHR	Appeal of BOR decision to substantiate child abuse against P.W.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Department of Human Services	Casteel, Chaelyn	DHS-24-0159	24-458	Supreme Court WV	SER J.H. v. The Honorable Perri Jo DeChristopher	Petition for Writ of Prohibition against The Honorable Perri Jo DeChristopher seeking to reverse Department of Human Services (DHS) authorization to vaccinate and to compel the court to make reasonable efforts to home school. Order granting withdrawal of writ entered September 18, 2024.
Department of Human Services	Casteel, Chaelyn	DHS-24-0166	24-466	Supreme Court WV	SER WV Department of Human Services v. The Honorable Judge Ronald E. Wilson, et al.	Appeal of circuit court order that requires Department of Human Services to pay travel costs in order to medically transport child with special needs between West Virginia and Florida due to visitation issue after permanency has been achieved.
Department of Human Services	Casteel, Chaelyn	DHS-24-0011	24-67	Supreme Court WV	SER Z.F. v. The Honorable Steven L. Shaffer, et al.	Writ of Prohibition filed against Judge Steven Shaffer regarding denial of dispositional improvement period.
Department of Human Services	Casteel, Chaelyn	DHS-24-0027	24-JA-4 & 5	Circuit Court Preston County	In Re: L.B. & L.J.B.	Abuse and Neglect petition.
Department of Human Services	Compton, Steven	DHS-24-0013	24-86	Supreme Court WV	In Re: C.Y.-2	Parent challenging circuit court termination of parental rights.
Department of Human Services	Compton, Steven	DHS-24-0183	24-C-899	Circuit Court Kanawha County	Gordon Simmons v. WV Department of Human Services, et al.	Petition filed for declaratory and injunctive relief alleging W.Va. Code § 6C-2-3 violates his constitutional rights protected by the 1st and 14th Amendments.
Department of Human Services	Compton, Steven	DHS-24-0167	24-ICA-327	Intermediate Court of Appeals – WV	Amy Hymes v. WV Department of Human Services/Bureau for Social Services	Appeal of Public Employees Grievance Board decision denying her termination grievance.
Department of Human Services	Compton, Steven	DHS-24-0168	CC-20-2024-P-361	Circuit Court Kanawha County	WV State Conference of the NAACP v. WV Department of Human Services	Verified Petition for Writ of Mandamus in order to force compliance of W.Va. Code § 49-5-106 by establishing procedures to collect and compile data mandated by that statute.
Department of Human Services	Farquharson, Wyclif	DHS-24-0032	24-117	Supreme Court WV	In Re: L.P.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0034	24-137	Supreme Court WV	In Re: T.D., H.D., A.D., & I.D.-J	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0045	24-161	Supreme Court WV	In Re: B.K.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0055	24-176	Supreme Court WV	In Re: M.B.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0094	24-257	Supreme Court WV	In Re: B.P.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0095	24-264	Supreme Court WV	In Re: B.P.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0108	24-295	Supreme Court WV	In Re: B.M.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0116	24-298	Supreme Court WV	In Re: B.B., A.B., K.B., & E.P.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0122	24-307	Supreme Court WV	In Re: B.B., A.B., & K.B.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0132	24-365	Supreme Court WV	In Re: N.E.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0131	24-372	Supreme Court WV	In Re: N.E.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0160	24-455	Supreme Court WV	In Re: S.A.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Department of Human Services	Farquharson, Wyclif	DHS-24-0170	24-484	Supreme Court WV	In Re: A.B., L.E., & J.B.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0187	24-540	Supreme Court WV	In Re: F.S.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0226	24-542	Supreme Court WV	In Re: C.S., A.B., & G.K.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0198	n	Supreme Court WV	In Re: W.W. & L.W.	Parents challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0202	24-569	Supreme Court WV	In Re: R.N.	Parents challenging circuit court termination of parental rights.
Department of Human Services	Farquharson, Wyclif	DHS-24-0221	24-617	Supreme Court WV	In Re: J.P.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Jackson, Michael	DHS-24-0008	21-JA-425 & 426	Circuit Court Kanawha County	In Re: K.A. & N.A.	A Show Cause Order was filed against DHS for failure to provide birth certificates to the Guardian ad Litem in a timely manner.
Department of Human Services	Jackson, Michael	DHS-24-0007	22-JA-143	Circuit Court Kanawha County	In Re: J.C.-1, J.C.-2, & J.C.-3	A Show Cause Order against DHS for failure to investigate.
Department of Human Services	Jackson, Michael	DHS-24-0057	22-JA-421	Circuit Court Kanawha County	In Re: K.C. & K.W.	A Show Cause Order was entered against the Department of Human Services for failure to investigate a foster placement for the children.
Department of Human Services	Jackson, Michael	DHS-24-0059	24-ICA-140	Intermediate Court of Appeals – WV	J.C. v. WV Department of Health/Child Protective Services	Appeal of Child Protective Services (CPS) abuse and neglect substantiation by the Board of Review.
Department of Human Services	Jackson, Michael	DHS-24-0064	24-ICA-140	Intermediate Court of Appeals – WV	J.C. v. WV Department of Human Services/Bureau for Social Services	Appeal of CPS abuse and neglect substantiation by the Board of Review.
Department of Human Services	Jackson, Michael	DHS-24-0056	24-JA-14-17	Circuit Court Kanawha County	In Re: M.F., J.W., I.W., & J.W.	A Show Cause Order was entered against the Department of Human Services for failure to obtain birth certificates and perform paternity testing, and for failure of the Child Protective Services Worker to attend hearing.
Department of Human Services	Michels, Jr., Gary	DHS-24-0082	CC-45-2024-C-8	Circuit Court Summers County	Linda Turner v. WV Department of Human Services, et al.	Lawsuit filed to have court assist with the sale of real estate and the proceeds to be used to satisfy lawful claims against the estate.
Department of Human Services	Niezgoda, Lee	DHS-24-0018	24-100	Supreme Court WV	In Re: B.H., S.H., E.H., & N.H.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0029	24-112	Supreme Court WV	In Re: J.C., J.R.-C., & E.R.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0039	24-128	Supreme Court WV	In Re: A.T.-1 & A.T.-2	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0038	24-131	Supreme Court WV	In Re: A.T.-1 & A.T.-2	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0043	24-151	Supreme Court WV	In Re: L.F.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0067	24-177	Supreme Court WV	In Re: S.K.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0068	24-194	Supreme Court WV	In Re: T.A.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Department of Human Services	Niezgoda, Lee	DHS-24-0075	24-205	Supreme Court WV	In Re: L.F.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0086	24-258	Supreme Court WV	In Re: W.M.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0087	24-259	Supreme Court WV	In Re: W.M.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0106	24-276	Supreme Court WV	In Re: A.W.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0109	24-301	Supreme Court WV	In Re: L.H.-1, B.H., L.H.-2, E.H., & T.H.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0115	24-313	Supreme Court WV	In Re: M.M., H.M., S.M., K.M., & G.M.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0121	24-314	Supreme Court WV	In Re: D.F. & B.F.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0125	24-328	Supreme Court WV	In Re: A.B., Z.J., J.J.-1, R.J.-1, & J.J.-2	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0118	24-338	Supreme Court WV	In Re: B.S.-S. & N.S.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0127	24-354	Supreme Court WV	In Re: P.F. & S.H.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0138	24-389	Supreme Court WV	In Re: J.E.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0133	24-392	Supreme Court WV	In Re: H.P.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0147	24-409	Supreme Court WV	In Re: H.C. & L.H.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0148	24-424	Supreme Court WV	In Re: H.C.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0173	24-474	Supreme Court WV	In Re: A.A., K.A., & A.R.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0169	24-480	Supreme Court WV	In Re: A.A.-1, A.A.-2, & A.A.-3	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0186	24-526	Supreme Court WV	In Re: L.T.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0189	24-541	Supreme Court WV	In Re: J.H., J.M., T.K., & R.K.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0194	24-552	Supreme Court WV	In Re: J.S.-1 & J.S.-2	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0203	24-575	Supreme Court WV	In Re: L.H., D.H., S.H.-1, & M.H.	Parents challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0216	24-592	Supreme Court WV	In Re: D.T.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Niezgoda, Lee	DHS-24-0227	24-619	Supreme Court WV	In Re: E.S. & J.S.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0044	24-160	Supreme Court WV	In Re: L.H. & N.N.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Department of Human Services	Olcott, Heather	DHS-24-0070	24-206	Supreme Court WV	In Re: H.B., R.B., B.S., P.S., O.S., & I.S.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0076	24-216	Supreme Court WV	In Re: E.V. & J.H.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0097	24-269	Supreme Court WV	In Re: D.H.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0113	24-312	Supreme Court WV	In Re: R.B.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0124	24-355	Supreme Court WV	In Re: K.C. & K.W.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0128	24-357	Supreme Court WV	In Re: R.M., B.M., & H.M.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0149	24-425	Supreme Court WV	In Re: Z.G. & I.W.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0157	24-439	Supreme Court WV	In Re: K.S. & K.K.-1	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0171	24-482	Supreme Court WV	In Re: G.J.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0185	24-525	Supreme Court WV	In Re: R.C.-1 & R.C.-2	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0193	24-551	Supreme Court WV	In Re: J.O.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0212	24-595	Supreme Court WV	In Re: D.G. & L.G.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0222	24-614	Supreme Court WV	In Re: B.D., R.D., P.D., & K.D.-1	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0019	24-77	Supreme Court WV	In Re: L.S., Z.S., & J.S.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Olcott, Heather	DHS-24-0016	24-91	Supreme Court WV	In Re: E.S.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0103	14-G-3	Circuit Court Monongalia County	In Re: F.B.	DHS filed a petition for removal of guardian.
Department of Human Services	Ribel, Katica	DHS-24-0033	24-116	Supreme Court WV	In Re: D.F.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0054	24-189	Supreme Court WV	In Re: A.K.-1 & A.K.-2	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0072	24-215	Supreme Court WV	In Re: P.M.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0092	24-241	Supreme Court WV	In Re: A.T., B.T., & N.T.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0096	24-270	Supreme Court WV	In Re: W.H. & M.H.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0107	24-292	Supreme Court WV	In Re: S.W. & G.W.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Department of Human Services	Ribel, Katica	DHS-24-0111	24-337	Supreme Court WV	State of West Virginia ex rel. L.S. v. The Honorable Perri Jo DeChristopher and the WV Department of Human Services	Petition for Writ of Prohibition filed against The Honorable Perri Jo DeChristopher, Chief Judge of Monongalia County Circuit Court, challenging the constitutionality of W.Va. Code § 44A-2-7.
Department of Human Services	Ribel, Katica	DHS-24-0119	24-339	Supreme Court WV	In Re: L.B.-1 & K.B.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0126	24-352	Supreme Court WV	In Re: A.M., L.M., & B.M.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0140	24-394	Supreme Court WV	In Re: W.S. & A.P.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0151	24-426	Supreme Court WV	In Re: L.M.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0165	24-457	Supreme Court WV	In Re: D.T. & G.T.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0172	24-475	Supreme Court WV	In Re: T.B., T.D., J.C.-1, & J.C.-2	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0182	24-489	Supreme Court WV	In Re: D.A.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0195	24-554	Supreme Court WV	In Re: J.C.-1 & J.C.-2	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0200	24-574	Supreme Court WV	In Re: A.F. & H.J.	Parents challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0201	24-577	Supreme Court WV	In Re: H.F.-1, S.F., L.F., & H.F.-2	Parents challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0030	24-74	Supreme Court WV	In Re: L.P.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0020	24-97	Supreme Court WV	In Re: J.W.-1, J.W.-2, & K.W.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ribel, Katica	DHS-24-0081	24-G-14	Circuit Court Monongalia County	In Re: L.S.	DHS filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Ribel, Katica	DHS-24-0208	24-G-15	Circuit Court Harrison County	In Re: V.M.	DHS filed a petition for the appointment of guardian and conservator.
Department of Human Services	Ribel, Katica	DHS-24-0004	24-G-2	Circuit Court Barbour County	In Re: E.B.	DHHR filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Ribel, Katica	DHS-24-0003	24-G-2	Circuit Court Harrison County	In Re: E.W.	DHHR filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Ribel, Katica	DHS-24-0062	24-G-2	Circuit Court Brooke County	In Re: J.G.	DHS filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Ribel, Katica	DHS-24-0205	24-G-25	Circuit Court Harrison County	In Re: A.F.	DHS filed a petition for the appointment of guardianship and conservatorship.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Department of Human Services	Ribel, Katica	DHS-24-0005	24-G-3	Circuit Court Marion County	In Re: A.C.	DHHR filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Ribel, Katica	DHS-24-0071	24-G-3	Circuit Court Braxton County	In Re: B.C.	DHS filed a petition for the appointment of conservator.
Department of Human Services	Ribel, Katica	DHS-24-0063	24-G-3	Circuit Court Brooke County	In Re: D.G.	DHS filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Ribel, Katica	DHS-24-0211	24-G-32	Circuit Court Wood County	In Re: D.H.	DHS filed a petition for the appointment of guardian.
Department of Human Services	Ribel, Katica	DHS-24-0210	24-G-34	Circuit Court Wood County	In Re: B.C.	DHS filed a petition for the appointment of guardian.
Department of Human Services	Ribel, Katica	DHS-24-0080	24-G-4	Circuit Court Barbour County	In Re: B.W.	DHS filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Ribel, Katica	DHS-24-0058	24-G-5	Circuit Court Harrison County	In Re: H.G.	DHS filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Ribel, Katica	DHS-24-0079	24-G-5	Circuit Court Barbour County	In Re: M.S.	DHS filed a petition for the appointment of guardianship and/or conservatorship.
Department of Human Services	Ribel, Katica	DHS-24-0051	24-G-5	Circuit Court Monongalia County	In Re: N.M.	DHHR filed a petition for the appointment of guardianship due to the parent's substantiation of neglect.
Department of Human Services	Ribel, Katica	DHS-24-0078	24-G-6	Circuit Court Preston County	In Re: H.T.	DHS filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Ribel, Katica	DHS-24-0050	24-G-7	Circuit Court Harrison County	In Re: D.H.	DHHR filed a petition for the appointment of guardian and/or conservator.
Department of Human Services	Ribel, Katica	DHS-24-0206	24-G-7	Circuit Court Marshall County	In Re: M.H.	DHS filed a petition for the appointment of guardianship.
Department of Human Services	Ribel, Katica	DHS-24-0204	24-G-8	Circuit Court Marshall County	In Re: V.W.	DHS filed a petition for the appointment of guardianship.
Department of Human Services	Ross, Kristen	DHS-24-0023	24-107	Supreme Court WV	In Re: C.Y. & N.M.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0042	24-148	Supreme Court WV	In Re: V.B.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0069	24-170	Supreme Court WV	In Re: S.B.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0091	24-229	Supreme Court WV	In Re: J.N., K.N., & N.S.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0090	24-244	Supreme Court WV	In Re: J.N. & K.N.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Department of Human Services	Ross, Kristen	DHS-24-0120	24-326	Supreme Court WV	In Re: D.R.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0123	24-356	Supreme Court WV	In Re: Z.T., C.G., & K.G.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0134	24-383	Supreme Court WV	In Re: W.S., B.S.-1, & B.S.-2	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0137	24-386	Supreme Court WV	In Re: R.D. & S.D.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0158	24-456	Supreme Court WV	In Re: S.B., H.B., D.B., & N.B.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0181	24-496	Supreme Court WV	In Re: I.R. & E.B.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0188	24-535	Supreme Court WV	In Re: A.J., K.S.-1, R.D., & K.S.-2	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0192	24-555	Supreme Court WV	In Re: S.H.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0218	24-584	Supreme Court WV	In Re: D.D.-1, D.D.-2, D.D.-3, D.D.-4, & D.K.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0228	24-623	Supreme Court WV	In Re: J.D., R.T., K.D., T.T., & K.T.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0014	24-86	Supreme Court WV	In Re: C.Y.-1	Parent challenging circuit court termination of parental rights.
Department of Human Services	Ross, Kristen	DHS-24-0028	24-87	Supreme Court WV	In Re: K.J., K.W., & M.W.	Writ of Prohibition against Department of Human Services and Roane County Circuit Judge Craig Tatterson for removing children without evidence to support allegations of maltreatment.
Department of Human Services	Ross, Kristen	DHS-24-0017	24-99	Supreme Court WV	In Re: C.R.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0052	20-G-7	Circuit Court Lincoln County	In Re: M.C.	DHHR filed a petition for the appointment of guardian and conservator.
Department of Human Services	Waight, Andrew	DHS-24-0009	22-AF-8	Circuit Court Kanawha County	M.B. v. W.J.	A Financial Exploitation Petition was filed on behalf of M.B. against W.J.
Department of Human Services	Waight, Andrew	DHS-24-0024	24-106	Supreme Court WV	In Re: R.G., T.G., & A.G.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0035	24-132	Supreme Court WV	In Re: M.N.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0036	24-144	Supreme Court WV	In Re: A.M.-1, L.D., M.M., & T.D.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0073	24-214	Supreme Court WV	In Re: J.N.-1	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0088	24-248	Supreme Court WV	In Re: A.F. & K.F.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0114	24-317	Supreme Court WV	In Re: H.L.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0129	24-358	Supreme Court WV	In Re: E.Y. & G.S.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Department of Human Services	Waight, Andrew	DHS-24-0139	24-400	Supreme Court WV	In Re: A.M. & M.C.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0150	24-440	Supreme Court WV	In Re: T.P., S.P., M.P., E.P., & A.P.-1	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0179	24-477	Supreme Court WV	In Re: B.N.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0180	24-495	Supreme Court WV	In Re: K.H. & Q.H.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0190	24-533	Supreme Court WV	In Re: G.A.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0217	24-593	Supreme Court WV	In Re: R.D., P.D., & L.M.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0223	24-610	Supreme Court WV	In Re: X.R.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Waight, Andrew	DHS-24-0104	24-AF-4	Circuit Court Kanawha County	R.R. v. B.F.	A Financial Exploitation Petition was filed on behalf of R.R. against B.F.
Department of Human Services	Waight, Andrew	DHS-24-0002	24-G-2	Circuit Court Putnam County	In Re: J.B.	DHHR filed a petition for the appointment of conservatorship.
Department of Human Services	Waight, Andrew	DHS-24-0061	24-G-23	Circuit Court Kanawha County	In Re: D.L.	DHS filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Waight, Andrew	DHS-24-0066	24-G-26	Circuit Court Kanawha County	In Re: H.J.	DHHR filed a petition for the appointment of guardian and conservator.
Department of Human Services	Waight, Andrew	DHS-24-0153	24-G-32	Circuit Court Raleigh County	In Re: V.B.	DHS filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Waight, Andrew	DHS-24-0098	24-G-44	Circuit Court Kanawha County	In Re: D.H.	DHS filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Waight, Andrew	DHS-24-0048	24-G-5	Circuit Court Raleigh County	In Re: G.A.	DHHR filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Waight, Andrew	DHS-24-0010	24-G-6	Circuit Court Raleigh County	In Re: R.W.	DHS filed a petition for the appointment of guardianship and conservatorship.
Department of Human Services	Waight, Andrew	DHS-24-0207	24-G-69	Circuit Court Kanawha County	In Re: V.M.	DHS filed a petition for the appointment of conservatorship.
Department of Human Services	Waight, Andrew	DHS-24-0099	24-G-7	Circuit Court Lincoln County	In Re: B.A.	DHS filed a petition for the appointment of guardianship/conservatorship.
Department of Human Services	Waight, Andrew	DHS-24-0196	24-G-88	Circuit Court Kanawha County	In Re: R.M.	DHS filed a petition for the appointment of a guardian and conservator.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Department of Human Services	Waight, Andrew	DHS-24-0015	24-M20A-00002	Circuit Court Kanawha County	In Re: N.P.	Financial Exploitation matter.
Department of Human Services	Waight, Andrew	DHS-24-0060	24-P-161	Circuit Court Kanawha County	B.B. v. S.B.	Court entered an Order directing Adult Protective Services (APS) to investigate and submit an investigative report regarding the underlying domestic violence case.
Department of Human Services	Waight, Andrew	DHS-24-0105	24-P-220	Circuit Court Kanawha County	W.S. v. E.S.	Court ordered DHS to investigate allegations of adult abuse and neglect case from an underlying domestic violence case and appear at a hearing to report findings.
Department of Human Services	Waight, Andrew	DHS-24-0074	24-P-34	Circuit Court Kanawha County	In Re: B.K.	Court ordered DHS to investigate suspected adult abuse and neglect against B.K.
Department of Human Services	Wegman, Jake	DHS-24-0031	24-126	Supreme Court WV	In Re: B.P., A.H., & E.H.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Wegman, Jake	DHS-24-0037	24-143	Supreme Court WV	In Re: J.L.-1 & A.L.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Wegman, Jake	DHS-24-0047	24-147	Supreme Court WV	In Re: J.W.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Wegman, Jake	DHS-24-0053	24-180	Supreme Court WV	In Re: J.L. & A.L.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Wegman, Jake	DHS-24-0093	24-265	Supreme Court WV	In Re: M.B.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Wegman, Jake	DHS-24-0112	24-306	Supreme Court WV	In Re: J.F., C.F., & L.H.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Wegman, Jake	DHS-24-0135	24-388	Supreme Court WV	In Re: D.S.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Wegman, Jake	DHS-24-0152	24-434	Supreme Court WV	In Re: E.H., N.H., & I.H.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Wegman, Jake	DHS-24-0199	24-570	Supreme Court WV	In Re: T.G., J.R., & R.G.	Parents challenging circuit court termination of parental rights.
Department of Human Services	Wegman, Jake	DHS-24-0213	24-581	Supreme Court WV	In Re: T.G., J.R., & R.G.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Wegman, Jake	DHS-24-0224	24-612	Supreme Court WV	In Re: D.A. & R.A.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Wegman, Jake	DHS-24-0021	24-83	Supreme Court WV	In Re: R.R., N.R., K.S., & W.D.	Parent challenging circuit court termination of parental rights.
Department of Human Services	Wegman, Jake	DHS-24-0022	24-84	Supreme Court WV	In Re: W.D.	Parent challenging circuit court termination of parental rights.
Division of Human Services	Casteel, Chaelyn	DHS-24-0002	CC-39-2023-CIG-15	Circuit Court Preston County	M.S. v. V.B.	Infant Guardianship case where grandparent is seeking guardianship of grandchildren.
Division of Human Services	Ribel, Katica	DHS-24-0001	24-G-1	Circuit Court Preston County	In Re: S.R.	DHHR filed a petition for the appointment of conservatorship.
Health, Human Resources	Campbell, Katherine	HHR-23-0194	23-222	Supreme Court WV	In Re: J.P.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Campbell, Katherine	HHR-23-0227	23-284	Supreme Court WV	In Re: A.H.-1, K.C., S.D., M.L., A.D., & M.D.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Campbell, Katherine	HHR-23-0237	23-287	Supreme Court WV	In Re: A.L.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Campbell, Katherine	HHR-23-0259	23-311	Supreme Court WV	In Re: S.G. & A.G.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Campbell, Katherine	HHR-23-0174	23-ICA-157	Intermediate Court of Appeals – WV	Janelle Pekarek v. WV DHHR/Bureau for Child Support Enforcement	Grievant appeals Public Employees Grievance Board Decision that WV DHHR did not discriminate regarding her request for a disability accommodation.
Health, Human Resources	Casteel, Chaelyn	HHR-16-0210	15-JD-7	Circuit Court Doddridge County	In Re: A.C.C.	Juvenile delinquency matter regarding placement.
Health, Human Resources	Casteel, Chaelyn	HHR-17-0429	17-C-311	Circuit Court Wood County	Chyanne Walters v. WV DHHR	Appeal of Office of Inspector General Board of Review finding of SNAP Fraud.
Health, Human Resources	Casteel, Chaelyn	HHR-17-0496	17-P-180	Circuit Court Ohio County	C.S. v. WV DHHR/Office of Inspector General/Board of Review	Appeal of BOR dismissal order regarding a CPS substantiation of abuse.
Health, Human Resources	Casteel, Chaelyn	HHR-17-0431	19-P-87	Circuit Court Wood County	Jessica Helmick v. Bill J. Crouch, Secretary, et al.	Appeal of Office of Inspector General finding of Supplemental Nutrition Assistance Program Fraud.
Health, Human Resources	Casteel, Chaelyn	HHR-20-0479	20-0595	Supreme Court WV	L.M. & L.M. v. WV DHHR	Writ of Prohibition filed against WV DHHR and the Honorable Susan B. Tucker of the Circuit Court of Monongalia County.
Health, Human Resources	Casteel, Chaelyn	HHR-20-0509	20-0695	Supreme Court WV	L.M. & L.M. v. The Honorable Susan B. Tucker	Writ of Prohibition filed against WV DHHR and the Honorable Susan B. Tucker of the Circuit Court of Monongalia County.
Health, Human Resources	Casteel, Chaelyn	HHR-20-0520	20-AA-1	Circuit Court Brooke County	Elise Carson v. WV DHHR/Bureau for Children and Families	Appeal of DHHR Board of Review decision to deny childcare benefits pursuant to the Child Care Subsidy Program.
Health, Human Resources	Casteel, Chaelyn	HHR-20-0515	20-AA-1	Circuit Court Mineral County	J.S. v. WV DHHR	Circuit Court appeal of DHHR Board of Review substantiation of child abuse.
Health, Human Resources	Casteel, Chaelyn	HHR-22-0359	20-JA-227	Circuit Court Monongalia County	In Re: A.F.-1., J.F., & A.F.-2.	DHHR filed a motion to reconsider orders issued by the Circuit Court of Monongalia County regarding cessation of post-termination child support and order to reimburse respondent parents for over-payment of child support.
Health, Human Resources	Casteel, Chaelyn	HHR-21-0409	21-0266	Supreme Court WV	In Re: P.G., et al.	Writ of Prohibition filed by Guardian ad Litem seeking to prohibit the Circuit Court of Hancock County from granting an improvement period to respondent parent, A.G., and seeking termination of the parental rights.
Health, Human Resources	Casteel, Chaelyn	HHR-22-0138	21-JA-105	Circuit Court Preston County	In Re: M.B., E.B., I.B., T.R., D.R.F., & M.F.	Abuse and neglect proceeding.
Health, Human Resources	Casteel, Chaelyn	HHR-22-0054	22-0045	Supreme Court WV	In Re: C.M.-1 & C.M.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Casteel, Chaelyn	HHR-22-0276	22-0419	Supreme Court WV	In Re: S.C., K.R., & E.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Casteel, Chaelyn	HHR-22-0181	22-AA-1	Circuit Court Harrison County	B.W. & P.W. v. WV DHHR/Child Protective Services	Appeal of Board of Review finding of abuse and neglect.
Health, Human Resources	Casteel, Chaelyn	HHR-22-0245	22-AA-1-1	Circuit Court Harrison County	B.W. & P.W. v. WV DHHR	Appeal of the Board of Review decision to uphold DHHR's substantiation of abuse.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Casteel, Chaelyn	HHR-22-0283	22-JA-54	Circuit Court Preston County	In Re: T.D.M. & T.M.	Educational neglect case.
Health, Human Resources	Casteel, Chaelyn	HHR-22-0284	22-JA-62	Circuit Court Preston County	In Re: H.A.R.D. & E.R.D.	Educational neglect case.
Health, Human Resources	Casteel, Chaelyn	HHR-23-0242	23-297	Supreme Court WV	In Re: C.E., A.E.-1, & A.E.-2	Guardian ad Litem seeks Writ of Prohibition prohibiting Judge Ronald Wilson of the Circuit Court of Hancock County from reinstating the post-adjudicatory improvement plans of the respondent parents.
Health, Human Resources	Casteel, Chaelyn	HHR-23-0466	23-634	Supreme Court WV	In Re: C.E.-1	Parent challenging circuit court termination of parental rights. (Dispositional Code 5)
Health, Human Resources	Casteel, Chaelyn	HHR-24-0001	23-731	Supreme Court WV	SER C.P. v. WV DHHR, et al.	Petition for Extraordinary Relief in the nature of a Writ of Prohibition and Mandamus alleging a lack of due process for petitioner parent.
Health, Human Resources	Casteel, Chaelyn	HHR-23-0291	23-ICA-141	Intermediate Court of Appeals – WV	Vienna Learning Center v. WV DHHR	Vienna Learning Center appeals DHHR Board of Review decision to uphold strikes.
Health, Human Resources	Casteel, Chaelyn	HHR-23-0288	23-ICA-263	Intermediate Court of Appeals – WV	J.J. v. WV DHHR/Bureau for Social Services	Appeal of WV DHHR Board of Review substantiation of neglect.
Health, Human Resources	Casteel, Chaelyn	HHR-23-0162	23-JA-16	Circuit Court Preston County	In Re: M.T.	Abuse and Neglect proceeding.
Health, Human Resources	Casteel, Chaelyn	HHR-23-0158	23-JA-17 & 18	Circuit Court Preston County	In Re: B.N.L. & J.L.	Abuse and Neglect proceeding.
Health, Human Resources	Casteel, Chaelyn	HHR-23-0160	23-JA-19, 20, & 21	Circuit Court Preston County	In Re: S.A.M., J.L.M., & L.C.A.	Abuse and Neglect proceeding.
Health, Human Resources	Casteel, Chaelyn	HHR-23-0161	23-JA-22	Circuit Court Preston County	In Re: A.J.P.	Abuse and Neglect proceeding.
Health, Human Resources	Casteel, Chaelyn	HHR-23-0159	23-JA-23	Circuit Court Preston County	In Re: A.B.L.	Abuse and Neglect proceeding.
Health, Human Resources	Casteel, Chaelyn	HHR-23-0295	23-JA-31-34	Circuit Court Preston County	In Re: L.M., H.M., Z.M., & M.M.	Verified abuse petition filed against A.M. & P.M.
Health, Human Resources	Casteel, Chaelyn	HHR-23-0294	23-JA-35-36	Circuit Court Preston County	In Re: D.F. & T.F.	Verified abuse petition filed against E.F., T.F., & J.W.
Health, Human Resources	Casteel, Chaelyn	HHR-23-0293	23-JA-51	Circuit Court Preston County	In Re: M.R.W.	Abuse petition filed against K.W. & R.W.
Health, Human Resources	Casteel, Chaelyn	HHR-17-0481	CC-24-2017-JD-20	Circuit Court Marion County	In Re: E.A.M.	Juvenile delinquency matter to determine criminal competency of juvenile and also determine appropriate placement.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Casteel, Chaelyn	HHR-22-0436	FC-08-2021-FIG-10	Circuit Court Clay County	In Re: D.B.	Guardianship proceeding where the DHHR/Bureau for Social Services was named as substitute guardian for the child after the relative guardians sought to terminate the guardianship previously granted to them by the Family Court of Clay County.
Health, Human Resources	Compton, Steven	HHR-23-0269	1:23-cv-42	USDC WVND	State of West Virginia, WV DHHR and Amy Farrar v. E.J.	Seeking to remove an abuse and neglect case currently in the Circuit Court of Monongalia County to the USDC WVND.
Health, Human Resources	Compton, Steven	HHR-15-0122	15-0595	Supreme Court WV	HCR Manor v. WV DHHR/Bureau for Medical Services	Appeal of a document desk review regarding nursing home Medicaid reimbursement rates.
Health, Human Resources	Compton, Steven	HHR-22-0336	2:22-cv-328	USDC WVSD	John Doe v. Bill Crouch, et al.	Federal action seeking to require DHHR to change birth certificates declaring the Petitioner and an anonymous donor the biological and legal parents.
Health, Human Resources	Compton, Steven	HHR-23-0417	2:23-cv-00067	USDC WVSD	Amaya Marie Tovar a/k/a Bryan Lee Tovar v. WV DHHR/Vital Registration, et al.	Transgendered individual seeks to mandate DHHR to change birth name.
Health, Human Resources	Compton, Steven	HHR-23-0150	2:23-cv-00068	USDC WVSD	Brianna Paige a/k/a William Allen LaRue v. WV DHHR/Bureau for Public Health, et al.	Transgendered individual seeks to mandate DHHR to change birth name. Fourth Circuit Court of Appeals dismissed appeal on February 13, 2024, pursuant to local rule 45 failure to prosecute.
Health, Human Resources	Compton, Steven	HHR-23-0443	22-0027	Supreme Court WV	WV DHHR/Adult Protective Services v. Honorable Louis H. Bloom, et al.	Writ of Prohibition to determine whether the circuit court committed clear legal error and exceeded its legitimate powers in forcing DHHR to make direct payment to service providers within a prescribed timeframe. Writ Granted.
Health, Human Resources	Compton, Steven	HHR-22-0045	22-0067	Supreme Court WV	In Re: E.H., J.S., E.K., & C.K.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0046	22-0081	Supreme Court WV	In Re: K.L.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0114	22-0199	Supreme Court WV	In Re: B.V., W.B., L.V., N.R., E.O.-R., E.R., & S.V.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0127	22-0206	Supreme Court WV	In Re: B.V., W.V.-1, L.V., N.R., E.O.-R., E.R., & S.V.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0216	22-0365	Supreme Court WV	In Re: G.G.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0250	22-0435	Supreme Court WV	In Re: C.W., T.W., P.W., & L.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0249	22-0438	Supreme Court WV	In Re: C.W., T.W., P.W., & L.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0263	22-0478	Supreme Court WV	In Re: Z.S.-1 & Z.S.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0275	22-0556	Supreme Court WV	In Re: K.C., C.C., & C.D.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0318	22-0602	Supreme Court WV	In Re: Z.S.-1 & Z.S.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0323	22-0623	Supreme Court WV	In Re: C.L., A.L.-1, A.L.-2, & A.L.-3	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0445	22-770	Supreme Court WV	In Re: M.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0490	22-800	Supreme Court WV	In Re: A.T.-1, A.T.-2, A.T.-3, A.T.-4, & A.T.-5	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0501	22-820	Supreme Court WV	In Re: J.C.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Compton, Steven	HHR-22-0516	22-841	Supreme Court WV	In Re: P.P. & W.P.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0529	22-857	Supreme Court WV	In Re: J.A., K.D., & S.D.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0527	22-871	Supreme Court WV	In Re: G.M., A.M., & J.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-22-0208	22-P-197	Circuit Court Kanawha County	Gray Media Group, Inc. d/b/a WSAZ v. WV DHHR	Complaint for Declaratory and Injunctive Relief relating to a Freedom of Information Act request.
Health, Human Resources	Compton, Steven	HHR-23-0110	23-104	Supreme Court WV	In Re: C.D.-1, I.D., & C.D.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0048	23-11	Supreme Court WV	In Re: G.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0112	23-116	Supreme Court WV	In Re: C.T.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0124	23-138	Supreme Court WV	In Re: N.L.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0127	23-139	Supreme Court WV	In Re: E.H., J.S., E.K., & C.K.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0128	23-140	Supreme Court WV	In Re: A.B. & J.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0121	23-149	Supreme Court WV	In Re: M.B.-1, M.B.-2, M.B.-3, D.B., E.B., & I.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0117	23-153	Supreme Court WV	In Re: M.B.-1, M.B.-2, M.B.-3, D.B., E.B., & I.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0140	23-165	Supreme Court WV	In Re: P.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0143	23-177	Supreme Court WV	In Re: A.A. & K.A.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0201	23-1887	US CA4	West Virginia Parents for Religious Freedom, et al. v. Dr. Matthew Christianson, et al.	Verified Complaint for Declaratory and Injunctive Relief regarding mandatory immunization allowing exemptions for medical purposes but not allowing exemptions for religious purposes. District Court stayed the case to allow WV state courts to resolve the issue of Equal Protection for Religion Act. Plaintiffs have appealed to the U.S. Court of Appeals for the Fourth Circuit.
Health, Human Resources	Compton, Steven	HHR-23-0169	23-199	Supreme Court WV	In Re: M.K.-1 & M.K.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0011	23-2	Supreme Court WV	In Re: B.B. & J.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0180	23-204	Supreme Court WV	In Re: C.V.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0216	23-212	Supreme Court WV	In Re: I.D., J.D., & L.G.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0192	23-240	Supreme Court WV	In Re: G.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0204	23-244	Supreme Court WV	In Re: M.F.-1 & D.F.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Compton, Steven	HHR-23-0215	23-259	Supreme Court WV	In Re: J.W.-S. & H.W.-S	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0219	23-268	Supreme Court WV	In Re: C.L. & C.A.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0250	23-301	Supreme Court WV	In Re: A.B., S.B., & M.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0258	23-319	Supreme Court WV	In Re: H.W. & R.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0274	23-332	Supreme Court WV	In Re: I.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0270	23-341	Supreme Court WV	In Re: K.K. & A.K.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0273	23-348	Supreme Court WV	In Re: J.C., K.C., A.C., I.C., & L.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0276	23-355	Supreme Court WV	In Re: C.K.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0299	23-366	Supreme Court WV	In Re: S.D. & C.D.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0307	23-395	Supreme Court WV	In Re: M.B., L.B., & K.B-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0019	23-4	Supreme Court WV	In Re: B.B., J.M., K.M., H.C., D.C., K.C., & W.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0306	23-402	Supreme Court WV	In Re: M.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0318	23-410	Supreme Court WV	In Re: D.C., J.R., & L.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0326	23-426	Supreme Court WV	In Re: K.M.-1, K.M.-2, & R.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0333	23-433	Supreme Court WV	In Re: K.M.-1, K.M.-2, & R.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0334	23-434	Supreme Court WV	In Re: K.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0336	23-436	Supreme Court WV	In Re: J.C. & C.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0346	23-452	Supreme Court WV	In Re: M.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0069	23-47	Supreme Court WV	In Re: H.A.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0360	23-493	Supreme Court WV	In Re: K.E.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0377	23-514	Supreme Court WV	In Re: J.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0398	23-525	Supreme Court WV	In Re: P.F., B.D., H.D., & K.D.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0410	23-552	Supreme Court WV	In Re: F.S. & N.S.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Compton, Steven	HHR-23-0441	23-583	Supreme Court WV	In Re: N.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0436	23-585	Supreme Court WV	In Re: C.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0442	23-594	Supreme Court WV	In Re: K.L.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0461	23-606	Supreme Court WV	In Re: Z.S.-1, Z.S.-2, & Z.S.-3	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0480	23-646	Supreme Court WV	In Re: D.C.-D., D.C., P.S.-1, & P.S.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0476	23-650	Supreme Court WV	In Re: M.H., C.H., & A.L.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0093	23-66	Supreme Court WV	In Re: M.S., K.C., S.C., & B.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0518	23-690	Supreme Court WV	In Re: N.F. & A.F.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0517	23-692	Supreme Court WV	In Re: S.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0522	23-708	Supreme Court WV	In Re: Y.K. & G.K.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-24-0006	23-754	Supreme Court WV	In Re: B.F. & T.F.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0097	23-93	Supreme Court WV	In Re: J.C.-1, J.C.-2, & J.C.-3	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0098	23-94	Supreme Court WV	In Re: C.D.-1, I.D., & C.D.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-23-0315	23-P-266	Circuit Court Kanawha County	Air Evac EMS, Inc. v. WV DHHR/Office of Emergency Medical Services	Complaint seeking declaratory and injunctive relief to enjoin DHHR Bureau for Public Health's Office of Emergency Medical Services from improperly withholding public records.
Health, Human Resources	Compton, Steven	HHR-23-0392	23-P-363	Circuit Court Kanawha County	Disability Rights of West Virginia v. WV DHHR	Complaint filed for declaratory and injunctive relief regarding DHHR's exemption claim from a FOIA request and seeking a staffing study and award of costs and attorney fees.
Health, Human Resources	Compton, Steven	HHR-23-0186	23-P-7	Circuit Court Calhoun County	State of West Virginia v. WV DHHR and A.G.	DHHR was involved in a juvenile case, which led to the Judge issuing a Rule to Show Cause Order and holding DHHR and a Community Service Manager in contempt. Court dismissed criminal contempt charge.
Health, Human Resources	Compton, Steven	HHR-24-0017	24-23	Supreme Court WV	In Re: B.T.-1, K.T., R.T., & J.T.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-24-0030	24-29	Supreme Court WV	In Re: L.T. & I.T.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-24-0031	24-39	Supreme Court WV	In Re: K.H.-1, Z.H., N.H., C.H., & W.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-24-0037	24-63	Supreme Court WV	In Re: E.K., S.C., & R.K.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Compton, Steven	HHR-24-0042	24-64	Supreme Court WV	In Re: J.R. & E.R.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Compton, Steven	HHR-19-0560	3:19-cv-00710	USDC WVSD	J.R., et al. v. WV DHHR, et al.	A Better Childhood, a national child advocacy organization, Disability Rights WV, and Shaffer and Shaffer filed this federal class action lawsuit claiming WV DHHR has violated the constitutional and statutory rights of children in the foster care system.
Health, Human Resources	Jackson, Michael	HHR-17-0399	17-C-57	Circuit Court Lincoln County	Gina Sowards v. WV DHHR/Board of Review	Appeal of Board of Review Order Denying Request for Consideration.
Health, Human Resources	Jackson, Michael	HHR-18-0202	18-AA-03	Circuit Court Boone County	David Warren v. WV DHHR	Appeal of a Board of Review decision upholding a DHHR WV Works repayment claim totaling \$2,620.
Health, Human Resources	Jackson, Michael	HHR-18-0090	18-AA-2	Circuit Court Kanawha County	Chester Mitchell v. WV DHHR/Board of Review	Appeal of a Board of Review Order of Dismissal regarding the establishment of Supplemental Nutrition Assistance Program repayment obligation due to untimely hearing request with the BOR.
Health, Human Resources	Jackson, Michael	HHR-23-0491	21-AA-72	Circuit Court Kanawha County	I.G. v. WV DHHR	Administrative appeal regarding a DHHR substantiation.
Health, Human Resources	Jackson, Michael	HHR-22-0227	22-AA-27	Circuit Court Kanawha County	R.B. v. WV DHHR/Bureau for Children and Families	Appeal of prior Child Protective Services maltreatment finding.
Health, Human Resources	Jackson, Michael	HHR-23-0061	23-10	Supreme Court WV	H.V. & C.V. v. WV DHHR	Petitioners filed an appeal of the circuit court decision denying their motion to intervene in juvenile cases.
Health, Human Resources	Jackson, Michael	HHR-23-0393	23-JA-171	Circuit Court Kanawha County	In Re: M.B.	Attorney filed Motion to Withdraw as Counsel for DHHR regarding juvenile abuse case.
Health, Human Resources	Jackson, Michael	HHR-23-0130	23-JA-4	Circuit Court Calhoun County	In Re: M.M & A.M.	A Rule to Show Cause Order against DHHR was entered by the court regarding two juvenile cases.
Health, Human Resources	Lackey, Laurel	HHR-15-0271	1:13-bk-01054	Bankruptcy Court-US WVND	In Re: Fairmont General Hospital	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-15-0273	11-13036 (KJC)	Bankruptcy Court-US DE	In Re: Graceway Pharmaceuticals	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-15-0267	12-19882-HJB	Bankruptcy Court-US MA	In Re: New England Compounding Center	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-15-0263	13-11952	Bankruptcy Court-US DE	In Re: Rural/Metro Corp.	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-15-0277	13-12769	Bankruptcy Court-US DE	In Re: Laboratory Partners	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-15-0883	15-32919 (KRH)	Bankruptcy Court-US VAED	In Re: Health Diagnostic Laboratory	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-15-0876	15-33896 (KRH)	Bankruptcy Court-US VAED	In Re: Alpha Natural Resources, Inc., et al.	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-15-0626	15-70444 (PMB)	Bankruptcy Court-US VAWD	In Re: XINERGY LTD., et al.	Chapter 11 Bankruptcy.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Lackey, Laurel	HHR-15-1002	15-70469	Bankruptcy Court-US KYED	In Re: Asthma and Allergy Center, LLC	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-21-0168	19-23649 (RDD)	Bankruptcy Court-US NYSD	In Re: Purdue Pharma L.P.	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-15-0262	2:02-bk-20983	Bankruptcy Court-US WVND	In Re: Shawnee Hills	Chapter 7 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-21-0138	20-12456 (JTD)	Bankruptcy Court-US DE	In Re: RTI Holding Company, LLC	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-21-0167	20-12522 (JTD)	Bankruptcy Court-US DE	In Re: Mallinckrodt, PLC	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-20-0045	20-20007 (FWV)	Bankruptcy Court-US WVSD	In Re: Thomas Health System, Inc.	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-21-0166	20-33295 (DRJ)	Bankruptcy Court-US TXSD	In Re: Covia Holdings Corp.	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-21-0165	21-10461 (JTD)	Bankruptcy Court-US DE	In Re: CMC II, LLC	Chapter 11 Bankruptcy.
Health, Human Resources	Lackey, Laurel	HHR-20-0185	3:20-bk-01940	Bankruptcy Court-US TNMD	In Re: MBH Highland, LLC	Chapter 11 Bankruptcy.
Health, Human Resources	Michels, Jr., Gary	HHR-19-0112	02-C-239	Circuit Court Wood County	J.B. v. WV DHHR	Petition for Substitution of Trustees and for Modification of Administrative Provisions.
Health, Human Resources	Michels, Jr., Gary	HHR-21-0135	17-C-61	Circuit Court Marshall County	In Re: Waleah Marie Nixon	Ms. Nixon was a tenant of Moundsville Housing Authority. She sustained a fall on a set of exterior steps. DHHR has asserted a lien of \$61,035.30.
Health, Human Resources	Michels, Jr., Gary	HHR-21-0362	21-P-256	Circuit Court Kanawha County	In Re: Ohio Valley Physicians	Provider sued UniCare and DHHR/Bureau for Medical Services for refusing to allow it to perform and bill Medicaid for the most expensive drug tests. Circuit court dismissed the suit.
Health, Human Resources	Michels, Jr., Gary	HHR-23-0167	22-C-32	Circuit Court Hampshire County	In Re: Estate of Terry L. Weasenforth	Suit seeking judgment against estate for damages from auto accident causing injury. Circuit court dismissed the suit.
Health, Human Resources	Michels, Jr., Gary	HHR-24-0070	22-P-184	Circuit Court Kanawha County	Holistic, Inc. v. WV Bureau for Medical Services	Writ of Prohibition filed by a Provider. Matter dismissed with instructions that Petitioner could pursue the matter via the administrative appeal process.
Health, Human Resources	Michels, Jr., Gary	HHR-23-0268	23-ICA-249	Intermediate Court of Appeals – WV	Deborah Shifflett v. WV DHHR/Bureau for Medical Services	Appeal of Board of Review Decision denying Medicaid benefit.
Health, Human Resources	Michels, Jr., Gary	HHR-23-0337	23-ICA-325	Intermediate Court of Appeals – WV	In Re: M.C., A Protected Individual	Appeal of DHHR/Board of Review denial of Intellectual and Developmental Disabilities (IDD) Waiver.
Health, Human Resources	Michels, Jr., Gary	HHR-24-0069	23-ICA-39 & 23-ICA-11	Intermediate Court of Appeals – WV	Holistic, Inc. v. WV Department of Human Services/Bureau for Medical Services	Appeal of evidentiary hearing decision.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Michels, Jr., Gary	HHR-20-0265	3:17-cv-01362	USDC WVSD	In Re: AmerisourceBergen Drug Corp., et al.	Representation of DHHR in response to third party subpoenas.
Health, Human Resources	Miller, Randy	HHR-24-0025	11-G-3	Circuit Court Hardy County	In Re: S.W.	DHHR filed a petition for guardianship/conservatorship.
Health, Human Resources	Miller, Randy	HHR-24-0053	12-G-25	Circuit Court Berkeley County	In Re: C.C.	DHS filed a Petition for Modification of Guardian and/or Conservator.
Health, Human Resources	Miller, Randy	HHR-24-0057	14-CIG-3	Circuit Court Berkeley County	In Re: A.B.	DHS filed Motion to Intervene.
Health, Human Resources	Miller, Randy	HHR-23-0428	20-JD-87	Circuit Court Berkeley County	State of West Virginia v. Z.B.	WV DHHR ordered to show cause regarding a juvenile delinquency.
Health, Human Resources	Miller, Randy	HHR-22-0341	22-559	Supreme Court WV	L.D. v. The Honorable Bridget Cohee	Responding to Petition filed by Guardian ad Litem for L.D., praying for a writ of mandamus to be directed against the Respondent, Honorable Bridget Cohee, Judge of the Circuit Court of Berkeley County.
Health, Human Resources	Miller, Randy	HHR-22-0303	22-G-24	Circuit Court Berkeley County	In Re: E.A.	DHHR filed a petition to modify the type of appointment of the Guardian and/or Conservator or modify the areas of protections, management or assistance previously granted.
Health, Human Resources	Miller, Randy	HHR-22-0375	22-G-33	Circuit Court Berkeley County	In Re: M.M.	DHHR filed a Petition for the Appointment of a Guardian and/or Conservator.
Health, Human Resources	Miller, Randy	HHR-22-0421	22-G-39	Circuit Court Berkeley County	In Re: C.B.	DHHR filed a Petition for the Appointment of a Guardian/Conservator.
Health, Human Resources	Miller, Randy	HHR-22-0453	22-G-43	Circuit Court Berkeley County	In Re: K.M.	DHHR filed a Petition for the Appointment of a Guardian and Conservator.
Health, Human Resources	Miller, Randy	HHR-23-0429	22-JD-19	Circuit Court Berkeley County	State of West Virginia v. I.R.	DHHR ordered to pay rent for juvenile delinquent's grandparent. DHHR filed Motion to Reconsider.
Health, Human Resources	Miller, Randy	HHR-23-0342	23-432	Supreme Court WV	Lydia Downs-Jamal v. WV DHHR	Petitioner appeals the Intermediate Court of Appeals' reversal of the Berkeley County Circuit Court's determination on back pay.
Health, Human Resources	Miller, Randy	HHR-23-0148	23-G-11	Circuit Court Berkeley County	In Re: M.A.G.	DHHR filed a Petition for Guardianship.
Health, Human Resources	Miller, Randy	HHR-23-0423	23-G-14	Circuit Court Jefferson County	In Re: K.G.	DHHR filed petition to determine whether a Guardian and/or Conservator should be appointed.
Health, Human Resources	Miller, Randy	HHR-23-0444	23-G-17	Circuit Court Jefferson County	In Re: M.A.	DHHR filed a Petition for the Appointment of a Guardian and Conservator.
Health, Human Resources	Miller, Randy	HHR-23-0468	23-G-18	Circuit Court Jefferson County	In Re: P.C.	Petition for Attachment to Abate an Emergency Situation and Appointment of Guardian ad Litem.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Miller, Randy	HHR-23-0421	23-G-26	Circuit Court Berkeley County	In Re: C.A.L.	Protected individual's family appealed order granting DHHR guardianship.
Health, Human Resources	Miller, Randy	HHR-23-0149	23-G-3	Circuit Court Jefferson County	In Re: K.A.A.	DHHR filed a Petition for the Appointment of a Guardian/Conservator.
Health, Human Resources	Miller, Randy	HHR-23-0155	23-G-5	Circuit Court Hardy County	In Re: R.C.B.	DHHR filed a Petition for the Appointment of a Guardian/Conservator.
Health, Human Resources	Miller, Randy	HHR-23-0145	23-G-6	Circuit Court Mineral County	In Re: A.L.T.	DHHR filed a Petition for the Appointment of Guardian/Conservator.
Health, Human Resources	Miller, Randy	HHR-23-0138	23-ICA-100	Intermediate Court of Appeals – WV	Amy R. Rhoe v. WV DHHR	Appeal filed challenging the BOR decision to terminate SNAP benefits.
Health, Human Resources	Miller, Randy	HHR-24-0043	23-JS-35	Circuit Court Berkeley County	State of West Virginia v. B.A.	DHS is objecting to the placement of B.A. to Pressley Ridge.
Health, Human Resources	Miller, Randy	HHR-24-0061	24-G-10	Circuit Court Jefferson County	In Re: J.R.	The Department of Human Services filed a Petition for the Appointment of a Guardian and/or Conservator.
Health, Human Resources	Miller, Randy	HHR-24-0045	24-G-14	Circuit Court Berkeley County	In Re: G.L.	DHHR filed a Petition for the Appointment of a Guardian and Conservator.
Health, Human Resources	Miller, Randy	HHR-24-0046	24-G-15	Circuit Court Berkeley County	In Re: P.A.	DHHR filed a Petition to Appoint a Guardian and Conservator.
Health, Human Resources	Miller, Randy	HHR-24-0044	24-G-16	Circuit Court Berkeley County	In Re: R.R.	The Department filed a Petition to Appoint a Guardian and Conservator.
Health, Human Resources	Miller, Randy	HHR-24-0048	24-G-20	Circuit Court Berkeley County	In Re: J.W.	DHHR filed a Petition to Appoint a Guardian and/or Conservator.
Health, Human Resources	Miller, Randy	HHR-24-0050	24-G-21	Circuit Court Berkeley County	In Re: D.C.S.	DHS filed a Petition to Appoint a Guardian and/or Conservator.
Health, Human Resources	Miller, Randy	HHR-24-0051	24-G-22	Circuit Court Berkeley County	In Re: B.S.E.	The Department of Human Services filed a Petition to Appoint a Guardian and/or Conservator.
Health, Human Resources	Miller, Randy	HHR-24-0055	24-G-28	Circuit Court Berkeley County	In Re: L.F.	DHS filed a Petition to Appoint a Guardian and Conservator.
Health, Human Resources	Miller, Randy	HHR-24-0059	24-G-31	Circuit Court Berkeley County	In Re: M.R.C.	DHHR filed a Petition to Appoint a Guardian.
Health, Human Resources	Miller, Randy	HHR-24-0026	24-G-4	Circuit Court Berkeley County	In Re: M.O.	WV Department of Human Services filed a Petition for Guardianship on January 19, 2024, and M.O. passed away January 22, 2024.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Miller, Randy	HHR-24-0067	24-G-40	Circuit Court Berkeley County	In Re: C.G.	DHS filed a petition for the appointment of a guardian and/or conservator.
Health, Human Resources	Miller, Randy	HHR-24-0065	24-G-5	Circuit Court Hardy County	In Re: M.R.P.	The DHS filed a Petition for the Appointment of Guardian.
Health, Human Resources	Miller, Randy	HHR-24-0063	24-JA-25	Circuit Court Morgan County	In Re: C.A.	Representation of WV Department of Human Services in abuse and neglect proceedings filed by a Law Enforcement Officer.
Health, Human Resources	Miller, Randy	HHR-24-0062	24-JA-26	Circuit Court Morgan County	In Re: G.A.	Represent DHS in the Petition to Institute Abuse and Neglect Proceedings filed by Law Enforcement Officer.
Health, Human Resources	Miller, Randy	HHR-23-0147	97-G-3	Circuit Court Hardy County	In Re: Brenda Miller	Petition for Transfer of Jurisdiction from West Virginia to Maryland.
Health, Human Resources	Miller, Randy	HHR-24-0054	9-G-2	Circuit Court Grant County	In Re: M.R.	Petition for the Removal of Guardian and/or Conservator.
Health, Human Resources	Miller, Randy	HHR-22-0557	ICA-22-129	Intermediate Court of Appeals – WV	WV DHHR v. Lydia Downs-Jamal	Appeal of the Administrative Appeals Order in Berkeley County Circuit Court, in part, as to not pay backpay to Lydia Downs-Jamal.
Health, Human Resources	Niezgoda, Lee	HHR-19-0077	19-0064	Supreme Court WV	In Re: A.B., N.B., J.B., B.B., E.B., & A.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-19-0516	19-0798	Supreme Court WV	In Re: J.B., II	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-20-0365	20-0565	Supreme Court WV	In Re: R.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-20-0470	20-0729	Supreme Court WV	In Re: D.R., D.R., J.R., & C.K.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-21-0143	21-0180	Supreme Court WV	In Re: K.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-21-0242	21-0397	Supreme Court WV	In Re: B.D.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-21-0530	21-0937	Supreme Court WV	D.B. and J.N., Foster Parents of R.L. v. WV DHHR, et al.	Petition for Writ of Prohibition to stop the rapid transition of R.L. from foster placement to placement with the grandparents.
Health, Human Resources	Niezgoda, Lee	HHR-22-0039	22-0043	Supreme Court WV	In Re: A.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-22-0404	22-688	Supreme Court WV	In Re: E.A.-1, J.A., Jr., & E.A.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-22-0415	22-698	Supreme Court WV	In Re: B.P.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-22-0497	22-815	Supreme Court WV	In Re: S.P.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-22-0498	22-831	Supreme Court WV	In Re: D.B., H.B., P.B., R.B.-1, R.B.-2, R.B.-3, & L.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-22-0499	22-832	Supreme Court WV	In Re: H.M. & L.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-22-0514	22-847	Supreme Court WV	In Re: H.T.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Niezgoda, Lee	HHR-22-0518	22-854	Supreme Court WV	In Re: A.H.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-22-0523	22-856	Supreme Court WV	In Re: W.H. & B.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-22-0528	22-867	Supreme Court WV	In Re: D.B., H.B., P.B., R.B.-1, R.B.-2, R.B.-3, & L.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-22-0550	22-892	Supreme Court WV	In Re: K.K.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-22-0563	22-908	Supreme Court WV	In Re: S.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-22-0568	22-932	Supreme Court WV	In Re: T.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-22-0567	22-933	Supreme Court WV	In Re: A.O., D.T., & E.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0105	23-111	Supreme Court WV	In Re: R.L.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0113	23-121	Supreme Court WV	In Re: O.E.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0120	23-144	Supreme Court WV	In Re: D.M.-1 & D.M.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0142	23-176	Supreme Court WV	In Re: V.O. & S.O.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0151	23-180	Supreme Court WV	In Re: K.T.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0152	23-183	Supreme Court WV	In Re: S.H., E.H., & N.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0163	23-191	Supreme Court WV	In Re: H.B. & R.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0179	23-208	Supreme Court WV	In Re: J.F.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0197	23-230	Supreme Court WV	In Re: K.J.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0208	23-242	Supreme Court WV	In Re: A.M. & M.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0218	23-253	Supreme Court WV	In Re: A.M., C.M.-1, D.C., & C.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0221	23-263	Supreme Court WV	In Re: D.L.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0238	23-286	Supreme Court WV	In Re: B.G. & B.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0239	23-293	Supreme Court WV	In Re: A.F., D.F., & T.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0012	23-3	Supreme Court WV	In Re: D.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0262	23-302	Supreme Court WV	In Re: S.H.-1, S.H.-2, & R.H.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Niezgoda, Lee	HHR-23-0261	23-307	Supreme Court WV	In Re: A.D. & A.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0056	23-32	Supreme Court WV	In Re: D.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0263	23-338	Supreme Court WV	In Re: K.T.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0055	23-34	Supreme Court WV	In Re: K.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0302	23-359	Supreme Court WV	In Re: M.R., C.R., & J.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0281	23-363	Supreme Court WV	In Re: A.M. & E.L.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0301	23-364	Supreme Court WV	In Re: K.J., F.J., S.A., & C.A.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0308	23-394	Supreme Court WV	In Re: S.H.-1, S.H.-2, & R.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0316	23-416	Supreme Court WV	In Re: D.H., M.H., & J.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0359	23-472	Supreme Court WV	In Re: L.J., I.J., A.J., & G.J.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0391	23-483	Supreme Court WV	In Re: R.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0362	23-485	Supreme Court WV	In Re: J.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0379	23-498	Supreme Court WV	In Re: L.J., I.J., A.J., & G.J.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0387	23-521	Supreme Court WV	In Re: D.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0405	23-528	Supreme Court WV	In Re: B.D.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0407	23-531	Supreme Court WV	In Re: N.M. & J.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0403	23-540	Supreme Court WV	In Re: B.E., E.W., R.S., O.S., N.G., R.G., T.G., S.G., R.R., & J.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0433	23-554	Supreme Court WV	In Re: A.L.-1 & A.L.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0413	23-559	Supreme Court WV	In Re: R.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0434	23-580	Supreme Court WV	In Re: A.L.-1 & A.L.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0448	23-596	Supreme Court WV	In Re: A.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0449	23-598	Supreme Court WV	In Re: A.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0018	23-6	Supreme Court WV	In Re: L.M.-1 & L.M.-2	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Niezgoda, Lee	HHR-23-0079	23-62	Supreme Court WV	In Re: N.B., J.B., & D.B.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0458	23-625	Supreme Court WV	In Re: H.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0457	23-627	Supreme Court WV	In Re: K.Z.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0080	23-63	Supreme Court WV	In Re: A.W. & L.O.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0474	23-640	Supreme Court WV	In Re: A.S. & M.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0477	23-652	Supreme Court WV	In Re: R.M.-1, R.M.-2, & L.G.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0500	23-662	Supreme Court WV	In Re: L.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0501	23-676	Supreme Court WV	In Re: A.T. & P.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0516	23-697	Supreme Court WV	In Re: J.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0511	23-704	Supreme Court WV	In Re: H.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0520	23-716	Supreme Court WV	In Re: E.B., A.P., & C.P.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0095	23-73	Supreme Court WV	In Re: E.G. & O.G.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-24-0003	23-738	Supreme Court WV	In Re: T.S. & I.G.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0096	23-74	Supreme Court WV	In Re: K.D., C.E., R.E., & A.A.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0051	23-8	Supreme Court WV	In Re: K.R., D.R., S.F., & C.V.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-23-0099	23-91	Supreme Court WV	In Re: J.L.-1, J.L.-2, & A.L.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-24-0014	24-14	Supreme Court WV	In Re: L.G., A.G.-1, M.G., & N.G.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-24-0028	24-34	Supreme Court WV	In Re: A.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-24-0060	24-410	Supreme Court WV	In Re: J.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-24-0029	24-48	Supreme Court WV	In Re: J.B. & M.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Niezgoda, Lee	HHR-24-0039	24-60	Supreme Court WV	In Re: C.S.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0076	22-58	Supreme Court WV	In Re: A.B. & M.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-22-0440	22-772	Supreme Court WV	In Re: A.V.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Olcott, Heather	HHR-22-0446	22-773	Supreme Court WV	In Re: A.V.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-22-0488	22-795	Supreme Court WV	In Re: A.V.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-22-0538	22-878	Supreme Court WV	In Re: A.H., G.H.-1, & G.H.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-22-0537	22-879	Supreme Court WV	In Re: H.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-22-0561	22-906	Supreme Court WV	In Re: L.B.-1 & L.B.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0009	22-946	Supreme Court WV	In Re: J.L.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0008	22-948	Supreme Court WV	In Re: C.R., B.R., R.R., A.R., W.R., J.L., & U.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0107	23-101	Supreme Court WV	In Re: J.T. & B.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0106	23-112	Supreme Court WV	In Re: A.D. & E.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0053	23-14	Supreme Court WV	In Re: M.P.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0123	23-151	Supreme Court WV	In Re: D.B. & A.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0154	23-163	Supreme Court WV	In Re: C.F. & T.F.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0176	23-216	Supreme Court WV	In Re: O.R. & N.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0054	23-22	Supreme Court WV	In Re: C.G. & M.G-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0191	23-228	Supreme Court WV	In Re: J.H. & R.C.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0217	23-256	Supreme Court WV	In Re: N.S. & L.F.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0224	23-261	Supreme Court WV	In Re: E.C.-1 & E.C.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0223	23-262	Supreme Court WV	In Re: E.C.-1 & E.C.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0229	23-279	Supreme Court WV	In Re: N.S. & L.F.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0251	23-296	Supreme Court WV	In Re: A.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0264	23-329	Supreme Court WV	In Re: C.H., B.H., & J.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0271	23-339	Supreme Court WV	In Re: K.V.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0300	23-377	Supreme Court WV	In Re: R.A.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Olcott, Heather	HHR-23-0317	23-411	Supreme Court WV	In Re: G.J., D.J., & K.J.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0319	23-417	Supreme Court WV	In Re: G.J., D.J., & K.J.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0335	23-441	Supreme Court WV	In Re: S.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0067	23-45	Supreme Court WV	In Re: J.M., R.M., B.M., & A.F.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0376	23-503	Supreme Court WV	In Re: S.B.-1 & S.B.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0371	23-506	Supreme Court WV	In Re: M.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0400	23-526	Supreme Court WV	In Re: S.B.-1 & S.B.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0439	23-571	Supreme Court WV	In Re: N.M. & J.M.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0435	23-591	Supreme Court WV	In Re: E.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0094	23-64	Supreme Court WV	In Re: L.D. & J.D.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0479	23-648	Supreme Court WV	In Re: X.M.-1, X.M.-2, & X.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0512	23-689	Supreme Court WV	In Re: Z.B., E.W., N.W., R.W., & Z.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-23-0521	23-712	Supreme Court WV	In Re: J.W., D.W.-1, & W.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-24-0004	23-750	Supreme Court WV	In Re: K.K. & N.K.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-24-0016	24-12	Supreme Court WV	In Re: C.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Olcott, Heather	HHR-24-0032	24-41	Supreme Court WV	In Re: W.R., C.R., & B.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0367	03-G-15	Circuit Court Harrison County	In Re: J.H.	DHHR filed a petition for modification of guardianship.
Health, Human Resources	Ribel, Katica	HHR-23-0368	12-G-14	Circuit Court Harrison County	In Re: R.C.	DHHR filed a petition for modifying guardianship.
Health, Human Resources	Ribel, Katica	HHR-22-0398	22-0515	Supreme Court WV	In Re: C.D.-M.	Appeal against DHHR regarding an adult guardianship.
Health, Human Resources	Ribel, Katica	HHR-22-0441	22-763	Supreme Court WV	In Re: G.H. & K.A.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-22-0493	22-826	Supreme Court WV	In Re: E.S., B.R., & J.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-22-0494	22-837	Supreme Court WV	In Re: K.U.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Ribel, Katica	HHR-22-0505	22-838	Supreme Court WV	In Re: J.J.-1 & J.J.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-22-0519	22-850	Supreme Court WV	In Re: M.E.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-22-0533	22-876	Supreme Court WV	In Re: K.S., B.M., & O.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-22-0530	22-881	Supreme Court WV	In Re: T.L. & M.L.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-22-0532	22-885	Supreme Court WV	In Re: A.N. & A.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-22-0565	22-909	Supreme Court WV	In Re: E.O. & M.O.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-22-0564	22-912	Supreme Court WV	In Re: E.O. & M.O.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0010	22-944	Supreme Court WV	In Re: D.D. & B.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0014	22-G-14	Circuit Court Barbour County	In Re: B.B.	DHHR filed a petition for the appointment of Guardian and Conservator.
Health, Human Resources	Ribel, Katica	HHR-22-0397	22-G-16	Circuit Court Monongalia County	In Re: D.M.	DHHR filed a petition for the appointment of Guardian and Conservator.
Health, Human Resources	Ribel, Katica	HHR-23-0015	22-G-33	Circuit Court Harrison County	In Re: D.B.	DHHR filed a petition for the appointment of Temporary Guardian.
Health, Human Resources	Ribel, Katica	HHR-22-0558	22-G-37-3	Circuit Court Harrison County	In Re: D.H.	DHHR filed a Petition for the Appointment of Guardian and Conservator.
Health, Human Resources	Ribel, Katica	HHR-23-0052	23-12	Supreme Court WV	In Re: E.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0119	23-146	Supreme Court WV	In Re: B.S. & K.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0118	23-148	Supreme Court WV	In Re: H.D.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0153	23-159	Supreme Court WV	In Re: L.T.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0170	23-194	Supreme Court WV	In Re: A.D.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0050	23-21	Supreme Court WV	In Re: D.M. & I.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0181	23-211	Supreme Court WV	In Re: A.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0198	23-232	Supreme Court WV	In Re: A.M. & S.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0199	23-241	Supreme Court WV	In Re: A.J.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Ribel, Katica	HHR-23-0252	23-255	Supreme Court WV	In Re: N.H., K.H.-1, A.H.-1, & A.H.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0220	23-274	Supreme Court WV	In Re: H.P. & L.P.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0240	23-290	Supreme Court WV	In Re: K.G.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0260	23-306	Supreme Court WV	In Re: Z.B., P.W., R.W., A.W., M.R., & S.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0272	23-349	Supreme Court WV	In Re: K.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0303	23-360	Supreme Court WV	In Re: X.M., Z.M.-1, Z.M.-2, Z.M.-3, A.M., & I.L.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0304	23-382	Supreme Court WV	In Re: G.A. & M.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0353	23-454	Supreme Court WV	In Re: C.K.-1, I.F.-1, I.F.-2, & C.K.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0352	23-463	Supreme Court WV	In Re: C.K.-1, I.F.-1, I.F.-2, & C.K.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0399	23-519	Supreme Court WV	In Re: B.L., B.J., B.B., Q.B., S.B., T.B., & K.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0406	23-527	Supreme Court WV	In Re: C.K.-1, B.K., & C.K.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0404	23-548	Supreme Court WV	In Re: A.M. & P.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0078	23-57	Supreme Court WV	In Re: C.L.-1 & C.L.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0432	23-579	Supreme Court WV	In Re: B.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0467	23-635	Supreme Court WV	In Re: O.J.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0478	23-641	Supreme Court WV	In Re: A.L. & K.L.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0482	23-657	Supreme Court WV	In Re: I.W., L.W., & C.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0486	23-667	Supreme Court WV	In Re: I.W., L.W., & C.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0514	23-688	Supreme Court WV	In Re: B.L., B.J., B.B., Q.B., S.B., T.B., & K.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-24-0007	23-751	Supreme Court WV	In Re: C.B.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0100	23-84	Supreme Court WV	In Re: C.R., M.S., & D.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0101	23-89	Supreme Court WV	In Re: L.F.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0235	23-G-10	Circuit Court Monongalia County	In Re: G.H.	DHHR filed a petition for the appointment of Guardian and Conservator.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Ribel, Katica	HHR-23-0284	23-G-12	Circuit Court Monongalia County	In Re: M.G.	DHHR filed a petition for the appointment of Guardianship and Conservatorship.
Health, Human Resources	Ribel, Katica	HHR-23-0420	23-G-14	Circuit Court Ohio County	In Re: A.H.	DHHR filed a petition for the appointment of guardianship and conservatorship.
Health, Human Resources	Ribel, Katica	HHR-23-0451	23-G-15	Circuit Court Randolph County	In Re: B.W.	DHHR filed a petition for the appointment of guardianship.
Health, Human Resources	Ribel, Katica	HHR-23-0419	23-G-18	Circuit Court Marion County	In Re: J.W.	DHHR filed a petition for the appointment of guardianship.
Health, Human Resources	Ribel, Katica	HHR-23-0450	23-G-18	Circuit Court Preston County	In Re: W.S.	DHHR filed a petition for the appointment of guardianship.
Health, Human Resources	Ribel, Katica	HHR-23-0133	23-G-2	Circuit Court Preston County	In Re: B.D.	DHHR filed a petition for the appointment of Guardian and Conservator.
Health, Human Resources	Ribel, Katica	HHR-23-0369	23-G-21	Circuit Court Harrison County	In Re: T.B.	DHHR filed a petition for the appointment of guardianship.
Health, Human Resources	Ribel, Katica	HHR-23-0132	23-G-3	Circuit Court Preston County	In Re: C.D.	DHHR filed a petition for the appointment of Guardian and Conservator.
Health, Human Resources	Ribel, Katica	HHR-23-0183	23-G-4	Circuit Court Upshur County	In Re: L.E.	DHHR filed a petition for the appointment of Guardian and/or Conservator.
Health, Human Resources	Ribel, Katica	HHR-23-0182	23-G-5	Circuit Court Upshur County	In Re: E.B.	DHHR filed a petition for the appointment of Guardian and/or Conservator.
Health, Human Resources	Ribel, Katica	HHR-23-0384	23-G-6	Circuit Court Barbour County	In Re: N.S.	DHHR filed a petition for the appointment of guardianship.
Health, Human Resources	Ribel, Katica	HHR-24-0027	24-33	Supreme Court WV	In Re: L.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-24-0035	24-37	Supreme Court WV	In Re: R.V., H.E.-1, H.E.-2, & S.V.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ribel, Katica	HHR-23-0385	98-G-30	Circuit Court Monongalia County	In Re: R.A.	DHHR filed a modification of guardianship petition.
Health, Human Resources	Ross, Kristen	HHR-23-0266	23-316	Supreme Court WV	In Re: F.H., H.H., J.H.-1, B.H.-1, & B.H.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-23-0265	23-321	Supreme Court WV	In Re: B.R.-1 & B.R.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-23-0309	23-401	Supreme Court WV	In Re: M.C.-1 & M.C.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-23-0351	23-449	Supreme Court WV	In Re: A.W.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Ross, Kristen	HHR-23-0363	23-477	Supreme Court WV	In Re: B.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-23-0374	23-510	Supreme Court WV	In Re: G.E.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-23-0375	23-515	Supreme Court WV	In Re: A.M., L.B., & H.P.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-23-0397	23-529	Supreme Court WV	In Re: X.N., C.N., M.N., & K.N.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-23-0408	23-545	Supreme Court WV	In Re: L.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-23-0437	23-584	Supreme Court WV	In Re: S.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-23-0438	23-592	Supreme Court WV	In Re: D.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-23-0460	23-624	Supreme Court WV	In Re: P.J., R.J., & L.J.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-23-0485	23-669	Supreme Court WV	In Re: A.H. & G.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-23-0497	23-679	Supreme Court WV	SER A.G. v. The Honorable Mark Wills, WV DHHR and K.B., V.G., and D.G.	Verified Petition for Writ of Mandamus filed in attempt to force DHHR to ensure a certain placement of a child.
Health, Human Resources	Ross, Kristen	HHR-23-0515	23-695	Supreme Court WV	In Re: C.N., D.N., H.N.-1, I.P., & H.N.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-23-0510	23-698	Supreme Court WV	In Re: A.F.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-24-0005	23-729	Supreme Court WV	In Re: P.K.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-24-0015	24-22	Supreme Court WV	In Re: B.H. & R.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Ross, Kristen	HHR-24-0038	24-56	Supreme Court WV	In Re: C.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-22-0178	10-G-10	Circuit Court Hampshire County	In Re: A.C.	Petition for Removal of Guardian/Conservator. DHHR is current Guardian and strongly disagrees that removal is in the best interest of individual.
Health, Human Resources	Waight, Andrew	HHR-23-0370	10-G-4	Circuit Court Jackson County	In Re: J.C.	DHHR filed a petition to modify guardianship.
Health, Human Resources	Waight, Andrew	HHR-22-0300	19-G-32	Circuit Court Kanawha County	In Re: E.B.	A Petition to Terminate, Revoke or Modify the Appointment of Guardian.
Health, Human Resources	Waight, Andrew	HHR-22-0062	20-C-675	Circuit Court Kanawha County	L.P. v. TSAT, LLC and Vera McCormick	Adult Protective Services matter.
Health, Human Resources	Waight, Andrew	HHR-22-0378	22-0678	Supreme Court WV	In Re: B.H., R.H., & M.M.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Waight, Andrew	HHR-22-0384	22-0680	Supreme Court WV	In Re: B.H., R.H., & M.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-22-0424	22-733	Supreme Court WV	In Re: N.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-22-0425	22-734	Supreme Court WV	In Re: N.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-22-0443	22-769	Supreme Court WV	In Re: B.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-22-0487	22-798	Supreme Court WV	In Re: S.B. & A.W.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-22-0536	22-884	Supreme Court WV	In Re: M.F.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-22-0556	22-898	Supreme Court WV	In Re: C.C., H.R., & R.K.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-22-0554	22-904	Supreme Court WV	In Re: K.B. & K.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-22-0562	22-907	Supreme Court WV	In Re: W.B., C.C., & G.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-22-0569	22-917	Supreme Court WV	In Re: M.F.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-22-0566	22-929	Supreme Court WV	In Re: M.F.-1, M.F.-2, & M.F.-3	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-22-0482	22-ICA-189	Intermediate Court of Appeals – WV	In Re: M.E.	Petitioner filed a notice of appeal of the circuit court decision regarding a financial exploitation protective order.
Health, Human Resources	Waight, Andrew	HHR-23-0017	23-1	Supreme Court WV	In Re: A.E.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0108	23-102	Supreme Court WV	In Re: K.V.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0122	23-152	Supreme Court WV	In Re: S.B., I.B., & K.B.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0137	23-158	Supreme Court WV	In Re: L.A., D.A., & D.P.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0164	23-186	Supreme Court WV	In Re: J.P.-C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0171	23-196	Supreme Court WV	In Re: W.B.-1, A.B., & R.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0177	23-209	Supreme Court WV	In Re: D.E.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0193	23-215	Supreme Court WV	In Re: L.G.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0206	23-254	Supreme Court WV	In Re: E.M., A.M., S.S., & R.S.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0214	23-264	Supreme Court WV	In Re: E.S. & I.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0228	23-281	Supreme Court WV	In Re: D.H., E.H.-1, & H.H.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Waight, Andrew	HHR-23-0241	23-292	Supreme Court WV	In Re: F.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0256	23-304	Supreme Court WV	In Re: M.C.-H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0286	23-333	Supreme Court WV	In Re: H.A.	Appeal regarding protected person H.A.
Health, Human Resources	Waight, Andrew	HHR-23-0280	23-346	Supreme Court WV	In Re: F.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0275	23-353	Supreme Court WV	In Re: I.J., O.J., A.J., & S.J.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0060	23-38	Supreme Court WV	In Re: B.W., B.C.-1, & B.C.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0297	23-400	Supreme Court WV	In Re: A.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0325	23-427	Supreme Court WV	In Re: C.S.-1, A.S., E.S., & C.S.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0347	23-459	Supreme Court WV	In Re: K.M.-1, K.M.-2, K.M.-3, & K.M.-4	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0373	23-516	Supreme Court WV	In Re: L.T.-1, L.T.-2, & J.T.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0402	23-539	Supreme Court WV	In Re: A.L. & S.L.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0077	23-59	Supreme Court WV	In Re: S.B., A.C., & E.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0463	23-610	Supreme Court WV	In Re: K.A., N.A., & J.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0481	23-655	Supreme Court WV	In Re: N.W.-1 & N.W.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-24-0002	23-736	Supreme Court WV	In Re: G.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0109	23-87	Supreme Court WV	In Re: H.H. & A.D.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0021	23-9	Supreme Court WV	In Re: A.E.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0411	23-AF-1	Circuit Court Greenbrier County	R.L.G. v. S.K.	DHHR filed a financial exploitation petition on behalf of R.L.G. against S.K.
Health, Human Resources	Waight, Andrew	HHR-23-0412	23-AF-2	Circuit Court Greenbrier County	W.G. v. S.K.	DHHR filed a financial exploitation petition on behalf of W.G. against S.K.
Health, Human Resources	Waight, Andrew	HHR-23-0488	23-AF-3	Circuit Court Greenbrier County	M.M. v. L.L.D.	DHHR filed a financial exploitation petition on behalf of M.M. against L.L.D.
Health, Human Resources	Waight, Andrew	HHR-23-0492	23-AF-4	Circuit Court Greenbrier County	M.M. v. T.L.M.	DHHR filed a financial exploitation petition on behalf of M.M. against T.L.M.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Waight, Andrew	HHR-23-0493	23-AF-5	Circuit Court Greenbrier County	M.M. v. E.L.	DHHR filed a financial exploitation petition on behalf of M.M. against E.L.
Health, Human Resources	Waight, Andrew	HHR-23-0415	23-AF-6	Circuit Court Kanawha County	E.S. v. D.W.	A financial exploitation petition has been filed on behalf of E.S. against D.W.
Health, Human Resources	Waight, Andrew	HHR-23-0007	23-G-1	Circuit Court Kanawha County	In Re: T.P.	DHHR filed a petition for the appointment of Guardian and Conservator.
Health, Human Resources	Waight, Andrew	HHR-23-0494	23-G-22	Circuit Court Greenbrier County	In Re: M.M.	DHHR filed a petition for the appointment of guardianship.
Health, Human Resources	Waight, Andrew	HHR-23-0365	23-G-31	Circuit Court Putnam County	In Re: C.D.	DHHR filed an emergency petition for the appointment of temporary guardianship and conservatorship.
Health, Human Resources	Waight, Andrew	HHR-23-0225	23-G-47	Circuit Court Kanawha County	In Re: T.K.W.	Charleston Area Medical Center filed a Motion to Intervene, Order Immediate Placement, and for an Emergency Hearing. DHHR is involved regarding placement.
Health, Human Resources	Waight, Andrew	HHR-23-0285	23-G-6	Circuit Court Mason County	In Re: K.T.	DHHR filed a petition for the appointment of guardianship.
Health, Human Resources	Waight, Andrew	HHR-23-0305	23-G-8	Circuit Court Kanawha County	In Re: K.B.	Petition for the appointment of Guardian and Conservator.
Health, Human Resources	Waight, Andrew	HHR-23-0366	23-M20A-00007	Circuit Court Kanawha County	In Re: A.L., Petitioner, and R.L., Respondent	A Financial Exploitation Petition has been filed by A.L.
Health, Human Resources	Waight, Andrew	HHR-23-0322	23-M-5	Magistrate Court Kanawha County	L.E.P. by N.R. v. R.W.	Petition for Financial Exploitation.
Health, Human Resources	Waight, Andrew	HHR-23-0323	23-M-6	Magistrate Court Kanawha County	L.E.P. by N.R. v. D.W.	Petition for Financial Exploitation.
Health, Human Resources	Waight, Andrew	HHR-24-0013	24-11	Supreme Court WV	In Re: B.G., R.G., & W.E.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-24-0033	24-30	Supreme Court WV	In Re: K.B.-R. & L.R.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-24-0040	24-66	Supreme Court WV	In Re: M.M., A.M., B.M., & Z.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-24-0041	24-68	Supreme Court WV	In Re: H.C., S.C., & J.C.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Waight, Andrew	HHR-23-0426	3:22-cv-00277	USDC WVSD	A.H. & E.H. v. Putnam County Commission, et al.	CPS and former CPS workers received subpoenas for deposition in civil lawsuit.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Walters, Angela	HHR-15-0752	08-JA-40 & 41	Circuit Court Wyoming County	In Re: C.P., D.P., & D.L.	Child Protective Services Contempt case. The Petitioner claims to not be receiving the monthly amount of finances to which entitled.
Health, Human Resources	Walters, Angela	HHR-22-0434	19-JA-11 & 12-DS	Circuit Court Mercer County	In Re: E.T. & E.T.	Child Protective Services case regarding child custody.
Health, Human Resources	Walters, Angela	HHR-23-0049	20-CIGR-1	Circuit Court Mercer County	In Re: D.I.	This is an overlap case wherein the Court directed DHHR to "investigate an investigation."
Health, Human Resources	Walters, Angela	HHR-22-0412	21-JA-137 & 22-JA-46-47	Circuit Court Fayette County	In Re: K.S.-1, C.J., & K.S.-2	Child Protective Services case regarding child placement.
Health, Human Resources	Walters, Angela	HHR-22-0470	22-JA-15	Circuit Court Mingo County	In Re: L.D.	Child Protective Services case regarding child custody.
Health, Human Resources	Walters, Angela	HHR-22-0512	22-JA-49 & 50	Circuit Court Nicholas County	In Re: F.K. & H.K.	Respondents are grieving previous findings of abuse/neglect of the children in this matter.
Health, Human Resources	Walters, Angela	HHR-22-0410	22-JA-80, 81, 111 & 112	Circuit Court Fayette County	In Re: H.R.N. & J.S.T.	Child Protective Services case regarding the children at issue.
Health, Human Resources	Wegman, Jake	HHR-15-0242	07-F-49	Circuit Court Wood County	State of West Virginia v. R.L.	Continuing jurisdiction over a forensic patient in state custody.
Health, Human Resources	Wegman, Jake	HHR-14-0124	08-CRM-571	Circuit Court Kanawha County	State of West Virginia v. M.P.	M.P. is a criminal Defendant currently residing in a forensic group home and seeking additional release privileges.
Health, Human Resources	Wegman, Jake	HHR-15-0693	13-F-352	Circuit Court Lewis County	State of West Virginia v. D.M.	Continuing jurisdiction over a forensic patient in state custody.
Health, Human Resources	Wegman, Jake	HHR-22-0291	22-0464	Supreme Court WV	In Re: H.D.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0136	23-156	Supreme Court WV	In Re: J.M. & M.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0141	23-162	Supreme Court WV	In Re: J.M. & M.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0178	23-219	Supreme Court WV	In Re: S.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0196	23-223	Supreme Court WV	In Re: R.L.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0195	23-229	Supreme Court WV	In Re: R.L.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0205	23-250	Supreme Court WV	In Re: C.F., D.C., J.J., & S.J.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0222	23-265	Supreme Court WV	In Re: B.L.-1, B.L.-2, K.L., M.L., & M.S.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0230	23-280	Supreme Court WV	In Re: A.L.	Parent challenging circuit court termination of parental rights.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Health, Human Resources	Wegman, Jake	HHR-23-0257	23-328	Supreme Court WV	In Re: G.P.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0279	23-354	Supreme Court WV	In Re: E.T.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0277	23-356	Supreme Court WV	In Re: W.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0327	23-424	Supreme Court WV	In Re: L.H.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0361	23-492	Supreme Court WV	In Re: H.L.-1 & H.L.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0378	23-509	Supreme Court WV	In Re: K.F.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0462	23-611	Supreme Court WV	In Re: Z.D.-1, Z.D.-2, Z.L.-1, & Z.L.-2	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0459	23-623	Supreme Court WV	In Re: S.H.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0499	23-681	Supreme Court WV	In Re: P.B.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-23-0519	23-701	Supreme Court WV	In Re: R.M.	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-24-0018	24-18	Supreme Court WV	In Re: S.K.-1	Parent challenging circuit court termination of parental rights.
Health, Human Resources	Wegman, Jake	HHR-24-0034	24-35	Supreme Court WV	In Re: N.H.	Parent challenging circuit court termination of parental rights.
Office of Shared Administration	Compton, Steven	OSA-24-0033	24-ICA-401	Intermediate Court of Appeals – WV	Jason Barnette v. Office of Shared Administration	Appeal of WorkForce WV decision denying unemployment compensation.

**MAIN OFFICE
DIVISION**

**ANNUAL REPORT
TO
THE GOVERNOR, SENATE PRESIDENT AND
HOUSE OF DELEGATES SPEAKER
November 1, 2024**

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Main Office	Capehart, Curtis	MO-23-0036	1:22-cv-00110	USDC WVND	Susan M. Buchser v. Mac Warner, WV Secretary of State, and Election Division	Pro se Plaintiff is challenging the constitutionality of requiring voters to be registered.
Main Office	Capehart, Curtis	MO-23-0027	2:23-cv-00598	USDC WVSD	John Anthony Castro v. Secretary of State Andrew Warner and Donald John Trump	Pro se lawsuit seeking to have President Trump declared ineligible to serve as President and to enjoin the Secretary of State from accepting candidacy filings by President Trump, allowing President Trump to be on ballots in the West Virginia primary, and counting any votes for President Trump. The State of West Virginia and the West Virginia Republican Party have intervened. Court dismissed the case for lack of standing. Appeal was later dismissed.
Main Office	Capehart, Curtis	MO-23-0037	2022-C-133	Circuit Court Marion County	Elsie and Bennie Kyle v. West Virginia Attorney General	Pro se action alleging the West Virginia Attorney General exceeded his authority in handling and resolving opioid cases, ultimately seeking monetary award from opioid settlements. Marion County Circuit Court granted the Attorney General's Motion to Dismiss.
Main Office	Capehart, Curtis	MO-21-0005	21-P-156	Circuit Court Kanawha County	WV AFL-CIO, et al. v. Jim Justice	Challenge to new statutory amendments relating to permitted paycheck deductions for public employees. Circuit Court preliminary injunction overturned by WV Supreme Court of Appeals. Trial has been rescheduled multiple times, and, currently, there is no trial date scheduled.
Main Office	Capehart, Curtis	MO-24-0051	24-C-929	Circuit Court Kanawha County	In Re: Capitol Murals	Complaints filed August 30, 2024, alleging acts of civil conspiracy and willful violations of West Virginia purchasing laws, rules and regulations in accordance with W.Va. Code § 5A-3-1, et seq.
Main Office	Capehart, Curtis	MO-24-0050	24-ICA-289	Intermediate Court of Appeals – WV	Robert Fisher v. West Virginia Legislature	Defending Legislature in pro se suit regarding appeal from circuit court order denying claim that sex offender registration is unconstitutional.
Main Office	Capehart, Curtis	MO-23-0026	3:23-cv-00058	USDC WVSD	GenBioPro, Inc. v. Kristina Raynes, Putnam County Prosecuting Attorney, and Patrick Morrissey	Manufacturer of abortion drug challenging Unborn Child Protection Act (UCPA), provisions of telemedicine code, and other provisions of code reserved for use if UCPA found unconstitutional. Court dismissed all but preemption challenge to telemedicine provisions, but GenBioPro voluntarily dismissed that claim. GenBioPro intends to appeal the dismissal of all of its other claims; that will proceed in near future.
Main Office	Capehart, Curtis	MO-24-0049	None	Circuit Court Kanawha County	In Re: Estate of Andrew Varga	Administratrix Deborah Lynn White has been diligently searching for living heirs of the decedent to no avail.
Main Office	Gilbert, David	MO-24-0048	24-504	Supreme Court WV	SER Scott Adkins v. Honorable Jennifer Bailey	Amicus brief supporting WorkForce WV's writ of prohibition regarding a circuit court order prohibiting WorkForce WV from using administrative procedures to recover certain overpayments.
Main Office	Gray, John	MO-23-0025	CC-48-2023-C-19	Circuit Court Tyler County	SEP Exploration, LLC v. Antero Resources Corporation, James Martin, Director of WV Department of Environmental Protection, and WV Oil and Gas Conservation Commission	On August 29-30, 2023, Plaintiff filed a Complaint for Injunction and then a Petition for Preliminary Injunction naming the West Virginia Oil and Gas Conservation Commission (OGCC) as a Defendant. The OGCC is given limited statutory obligations in the administration of both W.Va. Code § 37B-1-1, et seq., and W.Va. Code § 22C-9-1, et seq. The purported basis for naming the OGCC as a defendant is W.Va. Code § 22C-9-12. The case was settled and dismissed without prejudice on March 14, 2024.
Main Office	Travis, Steven	MO-23-0029	2:19-cv-00434	USDC WVSD	The West Virginia Coalition Against Domestic Violence, Inc. v. Patrick J. Morrissey	Plaintiff challenged the constitutionality of W.Va. Code § 61-7-14. The United States District Court struck down two provisions of the Act. The State prevailed in upholding all remaining provisions of the Act. This Case is now dismissed and was not appealed.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Main Office	Whelan, Sean	MO-21-0006	22-0070	Supreme Court: WV	Sam Brunett and Robert McCloud v. Craig Blair, President of WV Senate, Roger Hanshaw, Speaker of WV House of Delegates, and Jim Justice, Governor of WV	Petition for Mandamus, Declaratory, and Injunctive Relief to challenge the constitutionality of the charter school laws. The WV Supreme Court of Appeals reversed the Circuit Court's Preliminary Injunction against the Governor on June 8, 2023, and remanded the matter back to the Circuit Court for further proceedings. Afterward, the Plaintiffs added the WV Professional Charter School Board as a defendant and renewed their request for an injunction to prevent the authorization and operation of charter schools. Meanwhile, the Defendants moved to dismiss on both jurisdictional and substantive grounds. The Circuit Court of Kanawha County is scheduled to hear arguments on the Plaintiffs' and Defendants' dispositive motions in November 2024.
Main Office	Whelan, Sean	MO-22-0011	23-ICA-174	Intermediate Court of Appeals – WV	Alexander Fleming, et al. v. Mitch Carmichael, et al.	Petition for declaratory and injunctive relief challenging the constitutionality of the WV Department of Economic Development's authority under W.Va. Code § 5B-1-9 to designate Hill Top House Hotel as the State's first of five tourism development districts. The circuit court dismissed on collateral estoppel grounds and for lack of merit on March 29, 2023. The WV Intermediate Court of Appeals affirmed on the merits—holding that the statute is constitutional—on May 13, 2024. Petitioners appealed that holding to the WV Supreme Court of Appeals. Briefing before the WV Supreme Court of Appeal is set to conclude on December 28, 2024.
Main Office	Williams, Michael	MO-24-0015	1:24-cv-01665	USDC DC	State of Indiana, et al. v. Deb Haaland, et al.	Legal challenge to mine-safety rule imposing new federal oversight over state-led programs. Motion to stay the rule is currently being briefed; case will be fully briefed and argued over fall and winter of 2024/2025.
Main Office	Williams, Michael	MO-15-0071	15-1267	US CADC	Florida, et al. v. U.S. Environmental Protection Agency, et al.	Legal challenge to Environmental Protection Agency's refusal to approve state implementation plan (SIP) under the Clean Air Act. In March 2024, the Court granted the states' petitions for review and vacated all SIP calls based on automatic exemptions, Director's discretion provisions, and affirmative defenses that are functionally exemptions.
Main Office	Williams, Michael	MO-16-0021	15-1399	US CADC	West Virginia v. U.S. Environmental Protection Agency	Legal challenge to Environmental Protection Agency's new source performance standards for new power plants; in abeyance pending agency rulemaking.
Main Office	Williams, Michael	MO-21-0015	16-1242	US CADC	North Dakota, et al. v. U.S. Environmental Protection Agency	Legal challenge to Environmental Protection Agency's methane emissions rule for new oil and gas category; in abeyance pending agency rulemaking.
Main Office	Williams, Michael	MO-16-0011	16-1264	US CADC	West Virginia, et al. v. U.S. Environmental Protection Agency	Legal challenge to Environmental Protection Agency's methane rule for new oil and gas category; in abeyance pending agency rulemaking.
Main Office	Williams, Michael	MO-20-0003	19-1230	US CADC	Union of Concerned Scientists, et al. v. National Highway Traffic Safety Administration, et al.	West Virginia intervened in this litigation concerning the Safer Affordable Fuel-Efficient Vehicles rule; in abeyance pending agency rulemaking.
Main Office	Williams, Michael	MO-21-0026	21-4235	US CA6	Ohio v. Xavier Becerra	Multi-state legal challenge to Department of Health and Human Services rule purporting to rescind certain aspects of regulations implementing Title X restrictions on abortion spending. In November 2023, the Sixth Circuit affirmed in part and reversed in part, granting a preliminary injunction only as to Ohio.
Main Office	Williams, Michael	MO-22-0002	22-1081	US CADC	Ohio v. U.S. Environmental Protection Agency	Litigation challenging California fuel standards waiver. The D.C. Circuit dismissed the challenge, finding the states lacked standing. The states have petitioned for certiorari and that petition is pending.
Main Office	Williams, Michael	MO-22-0013	22-2812	US CA8	Morehouse Enterprises v. Bureau of Alcohol, Tobacco, Firearms & Explosives, et al.	West Virginia intervened with other states in an action challenging ATF's regulation banning "ghost guns." Opinion affirming the District Court's decision denying a preliminary injunction was entered August 2023. The case is now stayed pending the U.S. Supreme Court's decision in the related VanDerStok challenge.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Main Office	Williams, Michael	MO-22-0016	22-30458	US CA5	Louisiana, et al. v. U.S. Horseracing Integrity & Safety Authority	Action by West Virginia and the West Virginia Racing Commission joining Louisiana and other entities in challenge to horseracing regulations. The Court of Appeals for the Fifth Circuit affirmed the District Court's Preliminary Injunction on November 18, 2022. Matter stayed pending a decision in National Horseman's Benevolent and Protective Association v. Black.
Main Office	Williams, Michael	MO-21-0013	22-5487	US CA6	Oklahoma, et al. v. U.S. Horseracing Integrity & Safety Authority, et al.	West Virginia and the West Virginia Racing Commission joined several states in suing to invalidate the Horseracing Integrity and Safety Act of 2020. The Court of Appeals for the Sixth Circuit affirmed the District Court's ruling in Defendants' favor on March 3, 2023. A Petition for Rehearing En Banc was denied in May 2023. The State coalition then filed a petition for certiorari, which was denied. But after a Fifth Circuit decision creating a new circuit split, the coalition filed a petition for rehearing. That petition is currently pending.
Main Office	Williams, Michael	MO-23-0009	22-6432	US CA4	Jonathan Lind v. Ralph Terry, Warden	Habeas corpus appeal. Case was dismissed on August 26, 2024.
Main Office	Williams, Michael	APP-22-0011	22-6704	US CA4	Johnnie Franklin Wills v. Karen Pszczolkowski, Superintendent	Appeal from denial of federal post-conviction relief pertaining to WV three-strikes law. Oral argument was heard on March 8, 2023, and the parties are awaiting a decision.
Main Office	Williams, Michael	MO-23-0007	22-6872	US CA4	Jeffrey Hazlett v. Shelby Searls, Superintendent	Habeas corpus appeal. Case was dismissed on January 17, 2024.
Main Office	Williams, Michael	APP-17-0165	22-7029	US CA4	Harold Billiter v. Ralph Terry, Warden	Habeas corpus appeal. Case was dismissed on March 12, 2024.
Main Office	Williams, Michael	APP-21-0074	22-7129	US CA4	Keith Martin Molineaux v. Donnie Ames, Superintendent	Habeas corpus appeal. Case was dismissed on January 3, 2024. Subsequent petition for rehearing and petition for certiorari were both denied.
Main Office	Williams, Michael	MO-23-0008	22-7180	US CA4	Angela Miller v. J.D. Sallaz, Superintendent	Habeas corpus appeal. Case was dismissed on June 26, 2023. Subsequent petition for rehearing and petition for certiorari were both denied.
Main Office	Williams, Michael	MO-19-0004	220145	Supreme Court US	Delaware v. Arkansas, et al.	Original action in U.S. Supreme Court regarding state entitlement to unclaimed MoneyGram checks. The U.S. Supreme Court heard oral argument in October 2022 and ruled for the Plaintiff states in February 2023. The case returned to the special master to resolve damages, after which the parties settled for substantial sums (including millions for West Virginia).
Main Office	Williams, Michael	MO-24-0022	220158	Supreme Court US	State of Alabama, et al. v. State of California, et al.	Multi-state original jurisdiction suit against states that had filed aggressive lawsuits in effort to eliminate fossil-fuel-fired industries predominantly located in Plaintiff states. After initial filing in May 2024, briefing on the motion for leave to file a complaint is ongoing.
Main Office	Williams, Michael	MO-22-0004	23-1078	US CA4	B.P.J., by her next friend & mother, Heather Jackson v. WV State Board of Education, et al.	West Virginia intervened in litigation challenging a new statute relating to participation in interscholastic athletic events by biological sex. West Virginia granted summary judgment holding statute is constitutional and in line with Title IX. Fourth Circuit reversed in divided decision, finding that the West Virginia law violated Title IX and likely violated the Equal Protection Clause. West Virginia petitioned for certiorari and briefing is ongoing.
Main Office	Williams, Michael	MO-23-0038	23-11097	US CA5	Utah, et al. v. Julie Su, Acting Secretary, U.S. Department of Labor	Appeal challenging 2022 Department of Labor ERISA rule that permits fiduciaries to consider environmental, social and governance (ESG) factors when investing beneficiaries' funds. The Fifth Circuit has ordered a limited remand to allow the District Court to reconsider Plaintiffs' challenge in light of the U.S. Supreme Court's decision in Loper Bright.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Main Office	Williams, Michael	MO-23-0015	23-1144	US CADC	Iowa, et al. v. U.S. Environmental Protection Agency, et al.	Petition for Review challenging Environmental Protection Agency's renewal of two California Air Resource Board regulations for heavy-duty on-road vehicles and engines. Briefing has been stayed pending decisions on two other related petitions.
Main Office	Williams, Michael	MO-24-0008	23-1157	Supreme Court- US	Ohio, et al. v. U.S. Environmental Protection Agency, et al.	Challenge to imposition of federal implementation plan as to "ozone" good neighbor requirements. The U.S. Supreme Court granted a stay. On remand, the D.C. Circuit issued limited remand to the agency to supplement the record on a specific issue. Briefing on the merits had been ongoing before the D.C. Circuit.
Main Office	Williams, Michael	MO-24-0038	23-1353	Supreme Court- US	Kansas, et al. v. Alejandro N. Mayorkas, et al.	State coalition sought to intervene in various litigation in the Ninth Circuit and D.C. District Court in light of a "sue and settle" outcome on a key immigration policy. The Ninth Circuit refused to grant intervention, and the states have petitioned for certiorari. The motion to intervene is still pending in the D.C. District Court.
Main Office	Williams, Michael	MO-23-0001	23-1418	US CA4	West Virginia v. U.S. Environmental Protection Agency and Michael S. Regan, Administrator	Challenge to U.S. Environmental Protection Agency's Denial of West Virginia's Ozone State Implementation Plan. The U.S. Court of Appeals for the Fourth Circuit issued a stay, and the parties then briefed the merits. Oral argument was held in October 2024 and the parties await a decision.
Main Office	Williams, Michael	MO-24-0024	23-1714	USDC LAWD	Louisiana, et al. v. U.S. Environmental Protection Agency, et al.	Challenge to rule changes pertaining to Clean Water Act Section 401 certification requirements filed in January 2024. Preliminary Injunction denied in March 2024. Briefing on motions for summary judgment ongoing.
Main Office	Williams, Michael	APP-23-0139	23-1866	US CA4	In Re: Aron Freeland	Petition for writ of mandamus from pro se prisoner. Petitions were denied in November 2023. Subsequent petitions for rehearing also denied.
Main Office	Williams, Michael	MO-23-0003	23-233	Supreme Court- US	Antero Resources v. Matthew Irby, Commissioner, et al.	Challenge by natural gas producer concerning deduction of post-production expenses for property tax purposes. Petition for certiorari denied on November 6, 2023.
Main Office	Williams, Michael	MO-24-0002	23-3230	US CA8	Firearms Regulatory Accountability Coalition v. Merrick Garland	Multistate challenge to ATF "pistol brace" de facto ban. District Court denied a preliminary injunction, but the Eighth Circuit reversed. The Parties are determining how to proceed after remand in light of related proceedings.
Main Office	Williams, Michael	MO-24-0025	23-40653	US CA5	State of Texas, et al. v. United States	States prevailed in district court in challenge to "DACA" immigration policy. The government appealed and briefing is complete. Oral argument was held in October 2024 and the parties await a decision.
Main Office	Williams, Michael	MO-23-0017	23-60079	US CA5	Texas, et al. v. U.S. Securities and Exchange Commission	Petition for Review challenging Securities and Exchange Commission's rule imposing "enhanced reporting" requirements for proxy votes. The Fifth Circuit dismissed the case for lack of standing in May 2024.
Main Office	Williams, Michael	MO-23-0011	23-6274	US CA4	Yasser Abdelhaq v. Donald Ames, Superintendent	Habeas corpus appeal. The U.S. Court of Appeals for the Fourth Circuit dismissed on December 18, 2023. The U.S. Supreme Court later denied a petition for certiorari.
Main Office	Williams, Michael	MO-23-0012	23-6329	US CA4	Jonathan Lind v. Ralph Terry, Warden	Habeas corpus appeal. Dismissed on August 26, 2024.
Main Office	Williams, Michael	AEB-22-0151	23-6334	US CA4	Ricky Vincent Pendleton v. Betsy C. Jividen, Commissioner, et al.	Inmate appeal under the Religious Land Use and Institutionalized Persons Act concerning Religious Special Diets. Case was vacated and remanded in March 2024 after district court had dismissed inmate's suit.
Main Office	Williams, Michael	MO-23-0013	23-6351	US CA4	Dennis Rydbom v. Donnie Ames, Superintendent	Habeas corpus appeal. The parties are awaiting a decision.
Main Office	Williams, Michael	APP-21-0234	23-6426	US CA4	Larry S. White, II v. Shelby Searls, Superintendent	Habeas corpus appeal. Case dismissed on February 29, 2024.
Main Office	Williams, Michael	APP-21-0251	23-6447	US CA4	Alan L. Hicks v. Donnie Ames, Superintendent	Habeas corpus appeal. Parties are awaiting a decision.
Main Office	Williams, Michael	APP-22-0026	23-6585	US CA4	Darnell Carlton Bouie v. Donald Ames, Superintendent	Habeas corpus appeal. Parties are awaiting a decision.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Main Office	Williams, Michael	APP-23-0163	23-6769	US CA4	Brandon Saul v. Donald Ames, Superintendent, Mt. Olive Correctional Complex and Jail	Habeas corpus appeal. Case dismissed on April 30, 2024.
Main Office	Williams, Michael	APP-23-0052	23-6786	US CA4	John D. Smith v. Donald F. Ames, Superintendent, Mount Olive Correctional Complex	Habeas corpus appeal. Parties are awaiting a decision.
Main Office	Williams, Michael	APP-23-0039	23-6790	US CA4	Nicholas Robey v. Donald F. Ames, Superintendent	Habeas corpus appeal. Case dismissed on June 17, 2024.
Main Office	Williams, Michael	MO-23-0014	23-6940	US CA4	William Widmyer v. David Ballard, Warden	Habeas corpus appeal. The parties are awaiting a decision.
Main Office	Williams, Michael	APP-22-0085	23-6969	US CA4	Antwyn Gibbs v. Donnie Ames, Superintendent	Habeas corpus appeal. Case dismissed on December 19, 2023. Subsequent motion for rehearing denied.
Main Office	Williams, Michael	APP-12-337	23-7016	US CA4	Tony Daugherty v. Dennis Dingus, Warden	Habeas corpus appeal. The parties are awaiting a decision.
Main Office	Williams, Michael	APP-17-0279	23-7046	US CA4	Don Galloway v. Donnie Ames, Superintendent	Habeas corpus appeal which was dismissed on April 2, 2024. A subsequent petition for rehearing was denied.
Main Office	Williams, Michael	APP-20-0181	23-7147	US CA4	Raymond Andrew Richardson v. Donnie Ames, Superintendent	Habeas corpus appeal. The parties are awaiting a decision.
Main Office	Williams, Michael	APP-22-0136	23-7585	Supreme Court US	W.H. v. Josh Ward	Petition for certiorari from a denial of habeas relief pertaining to "copycat" indictments. The petition was fully briefed as of August 28, 2024, and the parties await a decision.
Main Office	Williams, Michael	TAX-19-0251	23-ICA-127	Intermediate Court of Appeals – WV	Jason Hought, et al. v. Air Evac EMS, Inc.	Challenge to PEIA's Medicare Rule rate reimbursement for ambulance transports. The WV Intermediate Court of Appeals affirmed the Commissioner's decision on sovereign immunity grounds. Air Evac appealed to the WV Supreme Court of Appeals and briefing is ongoing.
Main Office	Williams, Michael	HHR-23-0310	23-JCA-283	Intermediate Court of Appeals – WV	Gray Media Group, Inc. d/b/a WSAZ v. WV DHHR	Appeal from a FOIA decision denying access to Jeremiah Samples' termination letter. The WV Intermediate Court of Appeals reversed in May 2024.
Main Office	Williams, Michael	MO-24-0001	24-1009	US CADC	State of West Virginia, et al. v. U.S. Environmental Protection Agency and Michael S. Regan, Administrator	Petition for Review of EPA Final Rule "Adoption and Submittal of State Plans for Designated Facilities: Implementing Regulations Under Clean Air Act Section 111(d)." Merits briefing is ongoing.
Main Office	Williams, Michael	MO-24-0043	24-103	US CA4	In Re: John Lynch	Motion for authorization to file successive petition for post-conviction relief. Motion denied February 1, 2024.
Main Office	Williams, Michael	MO-24-0042	24-1030	US CA4	In Re: Joseph Westfall	Pro se appeal of denial of motion to intervene in election-related challenge. Appeal was dismissed for failure to prosecute in February 2024.
Main Office	Williams, Michael	MO-24-0010	24-1050	US CADC	Commonwealth of Kentucky, et al. v. U.S. Environmental Protection Agency, et al.	Petition for review challenging EPA NAAQS for particulate matter. Petition for review filed in March 2024, and briefing is ongoing.
Main Office	Williams, Michael	MO-24-0007	24-1059	US CADC	State of Oklahoma, et al. v. U.S. Environmental Protection Agency, et al.	Petition for review challenging EPA Section 111 Clean Air Act requirements for methane-emitting oil and gas sources. Petition for review filed in April 2024. Motion for stay was denied by the D.C. Circuit, and application for stay is pending at the U.S. Supreme Court. Merits briefing in the D.C. Circuit is ongoing.
Main Office	Williams, Michael	MO-24-0012	24-1087	US CADC	Commonwealth of Kentucky, et al. v. U.S. Environmental Protection Agency	Petition for review filed in April 2024 challenging EPA "tailpipe" emissions standards for light-duty and medium-duty vehicles. Merits briefing is ongoing.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Main Office	Williams, Michael	MO-24-0006	24-1119	US CADC	North Dakota, et al. v. U.S. Environmental Protection Agency	Petition for review filed in May 2024 challenging mercury and air toxics standards for power plants and other emitters. D.C. Circuit denied motion for stay. Application for stay currently pending at the U.S. Supreme Court. Merits briefing is ongoing.
Main Office	Williams, Michael	MO-24-0030	24-1129	US CADC	State of Nebraska, et al. v. U.S. Environmental Protection Agency, et al.	Petition for review challenging EPA's tailpipe emissions standards for heavy-duty trucks in earlier model years. The petition was filed in May 2024 and the briefing is ongoing.
Main Office	Williams, Michael	MO-24-0046	24-1174	US CA4	Marilyn English v. Kevin Keane	Pro se appeal of civil rights lawsuit. Case dismissed on August 1, 2024.
Main Office	Williams, Michael	MO-24-0023	24-1274	US CADC	State of Texas, et al. v. U.S. Environmental Protection Agency	Petition for review challenging EPA's coal combustion residuals rule filed August 2024.
Main Office	Williams, Michael	MO-24-0018	24-1364	USDC CAED	State of Nebraska, et al. v. Steven S. Cliff, et al.	Multistate action filed in May 2024 challenging California's "Advanced Clean Fleet" requirements for trucks. Briefing on the motion to dismiss is ongoing.
Main Office	Williams, Michael	MO-24-0016	24-1522	US CA8	West Virginia, et al. v. U.S. Securities and Exchange Commission	Petition for review filed challenging SEC's greenhouse-gas disclosure rules. Transferred to the Eighth Circuit as part of lottery process. Rule stayed. Briefing on the merits is complete, and the parties are awaiting argument or a decision.
Main Office	Williams, Michael	APP-23-0108	24-169	USDC WVSD	Henry Stutler v. Donald Ames, Superintendent	Motion for authorization to file successive petition for post-conviction relief. Motion denied May 15, 2024.
Main Office	Williams, Michael	MO-24-0005	24-2123	US CA8	State of West Virginia, et al. v. U.S. Environmental Protection Agency	Petition for review challenging EPA effluent limitation guidelines for certain power plants was filed in May 2024. A stay motion (filed in May 2024) is pending. Briefing on the merits is proceeding.
Main Office	Williams, Michael	MO-24-0039	24-2249	US CA8	State of Tennessee, et al. v. U.S. Equal Opportunity Employment Commission	Challenge to certain EEOC-promulgated non-discrimination guidance. Motion for Preliminary Injunction denied. Motion for stay pending appeal denied by U.S. Court of Appeals for the Eighth Circuit. Briefing on appeal of Preliminary Injunction decision is ongoing.
Main Office	Williams, Michael	MO-24-0019	24-30359	US CA5	State of Louisiana, et al. v. Merrick Garland	Challenge to interim final rule governing asylum making entry easier. Case was dismissed for lack of standing. Appeal is pending.
Main Office	Williams, Michael	MO-24-0020	24-3101	US CA10	State of Kansas, et al. v. Merrick Garland	Case filed May 2024. Preliminary Injunction motion filed, denied, and transferred to Kansas. Denial of injunction appealed, motion for injunction pending appeal pending, and briefing to come in both appellate and district courts.
Main Office	Williams, Michael	MO-24-0047	24-347	Supreme Court WV	St. Joseph's Hospital of Buckhannon, Inc. v. Stonewall Jackson Memorial Hospital Company	Appeal of an administrative decision of the Bureau for Medical Services finding no certificate of need was required for total relocation of hospital facility.
Main Office	Williams, Michael	MO-24-0014	24-3560	US CA6	West Virginia, et al. v. National Highway Traffic Safety Administration, et al.	Petition for review challenging the National Highway Traffic Safety Administration fuel efficiency standards forcing vehicle fleet electrification. The parties await a scheduling order post lottery consolidation.
Main Office	Williams, Michael	MO-24-0037	24-40160	US CA5	State of Texas, et al. v. U.S. Department of Homeland Security	Multistate challenge to parole program for Cuba, Haiti, Nicaragua and Venezuela immigrants. States lost on standing following a bench trial. Briefing on appeal is currently pending.
Main Office	Williams, Michael	HHR-23-0247	24-404	Supreme Court WV	WV HCR Manorcare Facilities, et al. v. WV DHHR/Bureau for Medical Services	Appeal of an administrative decision of the Bureau for Medical Services regarding allowable costs to include in the payment formula for the HCR facilities. The WV Intermediate Court of Appeals vacated and remanded for a further determination. HCR has appealed, arguing that the agency should not get another chance to justify its pricing decisions.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Main Office	Williams, Michael	MO-24-0033	24-406	USDC LAWD	State of Louisiana, et al. v. Joseph Biden	Administrative Procedures Act (APA) suit challenging the Biden administration's liquefied natural gas export "pause." Suit filed in March 2024 and the court granted a preliminary injunction in July 2024. Briefing is ongoing on the appealed injunction in the Fifth Circuit and on the merits in district court.
Main Office	Williams, Michael	MO-24-0031	24-5532	US CA6	Commonwealth of Kentucky, et al. v. Federal Highway Administration	Multistate challenge to Federal Highway Administration's greenhouse gas disclosure rule for transportation departments. Summary judgment was entered in favor of the states in 2024. The government appealed and briefing is ongoing.
Main Office	Williams, Michael	MO-24-0003	24-5588	US CA6	State of Tennessee, et al. v. U.S. Department of Education	Multistate challenge to guidance documents issued by EEOC and the Department of Education in 2021 regarding protections against gender-identity discrimination under Title IX. District court granted preliminary injunction, and the Sixth Circuit affirmed. Case is now stayed in the district court pending resolution of related litigation.
Main Office	Williams, Michael	MO-24-0017	24-60462	US CA5	State of Tennessee, et al. v. Xavier Becerra, et al.	Challenge to rule governing non-discrimination under the Affordable Care Act (extending definitions to transgender persons and others). District court granted preliminary injunction in July 2024; government has appealed. Proceedings on the merits are ongoing in the district court.
Main Office	Williams, Michael	APP-16-0203	24-6600	US CA4	Antonio Prophet v. David Ballard, Warden	Habeas corpus appeal. Parties are awaiting a decision.
Main Office	Williams, Michael	APP-23-0109	24-6700	US CA4	Kevin Goodman, Jr. v. Shelby Searls, Superintendent, Huttonsville Correctional Complex	Habeas corpus appeal. Parties are awaiting a decision.
Main Office	Williams, Michael	APP-17-0213	24-6888	US CA4	Steven Lee Mahood v. David Ballard, Warden	Habeas corpus appeal. Parties are awaiting a decision.
Main Office	Williams, Michael	MO-24-0036	24-89	USDC ND	State of Iowa, et al. v. Council on Environmental Quality	APA lawsuit challenging changes to National Environmental Policy Act (NEPA) regulations. Case filed in May 2024 and briefing on motions for summary judgment is complete.
Main Office	Williams, Michael	MO-24-0004	24A95	Supreme Court US	State of West Virginia, et al. v. U.S. Environmental Protection Agency	Petition for review filed May 2024. Stay motion filed May 2024 and denied by the D.C. Circuit. Briefing on merits is ongoing before the D.C. Circuit. Emergency application for stay pending at the U.S. Supreme Court.
Main Office	Williams, Michael	DOH-24-0013	24-ICA-100	Intermediate Court of Appeals – WV	Putnam County Aging Program, Inc. and Fayette County Senior Programs v. Village Caregiving, LLC and WV Health Care Authority	Appeal of an administrative decision of the Bureau for Medical Services issuing certificates of need for home healthcare providers. Briefing is largely complete. Parties are awaiting oral argument and decision.
Main Office	Williams, Michael	DOH-24-0014	24-ICA-122	Intermediate Court of Appeals – WV	Putnam County Aging Program, Inc. and Fayette County Senior Programs v. WV Health Care Authority	Appeal of an administrative decision of the Bureau for Medical Services issuing certificates of need for home healthcare providers. Briefing is largely complete. Parties are awaiting oral argument and decision.
Main Office	Williams, Michael	MO-24-0045	24-ICA-123	Intermediate Court of Appeals – WV	Putnam County Aging Program, Inc. v. Southern Home Care Services d/b/a All Ways Caring HomeCare and the WV Health Care Authority	Appeal of an administrative decision of the Bureau for Medical Services issuing certificates of need for home healthcare providers. Briefing is largely complete. Parties are awaiting oral argument and decision.
Main Office	Williams, Michael	DOH-24-0011	24-ICA-98	Intermediate Court of Appeals – WV	Putnam County Aging, Inc. v. Panhandle Support Services, Inc. and WV Health Care Authority	Appeal of an administrative decision of the Bureau for Medical Services issuing certificates of need for home healthcare providers. Briefing is largely complete. Parties are awaiting oral argument and decision.
Main Office	Williams, Michael	DOH-24-0015	24-ICA-99	Intermediate Court of Appeals – WV	Putnam County Aging Program, Inc. v. Panhandle Support Services, Inc. and WV Health Care Authority	Appeal of an administrative decision of the Bureau for Medical Services issuing certificates of need for home healthcare providers. Briefing is largely complete. Parties are awaiting oral argument and decision.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Main Office	Williams, Michael	MO-20-0005	3:20-cv-04636	USDC CAND	In Re: Clean Water Act Rulemaking	West Virginia intervened in this litigation concerning Environmental Protection Agency's rules under Section 401 of the Clean Water Act. The District Court and the Court of Appeals for the Ninth Circuit blocked the rule; however, the U.S. Supreme Court stayed that ruling pending appeal. The parties are awaiting a new rule from EPA.
Main Office	Williams, Michael	MO-23-0002	3:23-cv-00032	USDC ND	West Virginia, et al. v. Environmental Protection Agency, et al.	Challenge to the Biden Administration's replacement of the Trump-era "Waters of the United States" rule. The District Court granted West Virginia's Motion for Preliminary Injunction on April 12, 2023, and barred federal agencies from enforcing the rule in the plaintiff states. Summary judgment briefing is complete and the parties are awaiting a decision.

MEDICAID FRAUD CONTROL UNIT

ANNUAL REPORT
TO
THE GOVERNOR, SENATE PRESIDENT AND
HOUSE OF DELEGATES SPEAKER
November 1, 2024

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Medicaid Fraud Control Unit	Kenney, Stephen	MFCU-23-0001	23-C-242	Circuit Court Kanawha County	WV DHHR v. Bali Surgical Center, PLLC and Dr. Ahmad Bali	Civil action brought against Providers per W.Va. Code § 9-7-6 to recover financial damages and civil penalties related to Provider's submission of false claims to the Medicaid program due to Provider's failure to maintain sufficient documentation required to support the claims, failure to comply with requirements set forth in the Medicaid program's Provider Manual, and violation of the terms of its Provider Enrollment Agreement.
Medicaid Fraud Control Unit	Kenney, Stephen	MFCU-23-0002	23-C-522	Circuit Court Kanawha County	WV DHHR v. Elder Aide Services, LLC	Civil action brought against Provider per W.Va. Code § 9-7-6 to recover financial damages and civil penalties related to the Provider's submission of false claims to the Medicaid Program due to the Provider's inclusion of more homemaker services units than were documented on time sheets and/or the Provider's failure to maintain sufficient documentation required to support the claims.
Medicaid Fraud Control Unit	Kenney, Stephen	MFCU-24-0001	CC-20-2023-C-732	Circuit Court Kanawha County	WV DHHR v. ELab Solutions	Civil action brought against Provider and four of its principals per W.Va. Code § 9-7-6 to recover financial damages and civil penalties related to the Provider's submission of false claims for laboratory testing services to the Medicaid program.
Medicaid Fraud Control Unit	Kenney, Stephen	MFCU-24-0002	CC-20-2024-C-60	Circuit Court Kanawha County	WV Department of Human Services, a successor agency to the former WV Department of Health and Human Resources v. Holistic, Inc., a West Virginia Corporation, Shawn Blankenship, Julie Blankenship, Samantha Burgess a/k/a Samantha Shawver and Dr. Ghali Bacha a/k/a Dr. Ghali Ibrahim-Bac	Civil action brought against Providers per W.Va. Code § 9-7-6 to recover financial damages and civil penalties related to Provider's submission of false claims to the Medicaid program, including but not limited to billing for services not rendered and submitting claims that were not supported by the medical documentation.
Medicaid Fraud Control Unit	Kenney, Stephen	MFCU-23-0003	CC-42-2023-F-51	Circuit Court Randolph County	State of West Virginia v. Carrie Collins	Defendant pled guilty to one felony count of Medicaid Fraud on March 11, 2024, and was sentenced on May 1, 2024, to 1-to-10 years in prison and ordered to pay \$9,542.12 in restitution. Sentence was suspended and she was placed on 5 years of supervised probation subject to the condition that she serve 90 consecutive days in jail with work release upon proof of schedule. She was ordered to report to Tygart Valley Regional Jail to begin serving her sentence on June 1, 2024.
Medicaid Fraud Control Unit	Greenbrier County Prosecuting Attorney's Office	None	CC-13-2022-F-168	Circuit Court Greenbrier County	State of West Virginia v. Jordan Phillips	Defendant pled guilty to one felony count of sexual abuse of an incapacitated adult on November 28, 2023. Sentenced on May 21, 2024, to 1-to-5 years in prison for Sexual Assault in 3rd Degree. Sentence was suspended and he was placed on supervised probation for 4 years, with the exception of 60 days, which he was to begin serving at Southern Regional Jail on May 22, 2024, followed by 8 years of supervised release. Court costs and fees were assessed against the Defendant but not articulated in the order.
Medicaid Fraud Control Unit	Harrison County Prosecuting Attorney's Office	None	24-M17M-00171	Magistrate Court Harrison County	State of West Virginia v. Judith Lewis	Defendant pled guilty on January 30, 2024, to Misdemeanor Fraudulent Schemes and was ordered to pay \$534.30 in restitution, a \$5.00 fine and \$176.48 in court costs.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Medicaid Fraud Control Unit	U.S. Attorney's Office for the Southern District of New York	None	18-cv-783	USDC SDNY	United States, et al., ex rel. Sandra Gauch and Michelle McNeill v. Lincare Holdings, Inc., et al.	Civil settlement agreement resolved allegations that Provider submitted false claims to federal healthcare programs for treatment that was not medically necessary and for which the Provider did not maintain sufficient documentation to support the claims.
Medicaid Fraud Control Unit	U.S. Attorney's Office for the District of Vermont	None	2:17-cv-179	USDC VT	United States ex rel. Amanda Long v. Modernizing Medicine, Inc.	Civil settlement agreement resolved allegations that an electronic health record (EHR) technology and software vendor engaged in various types of unlawful conduct in violation of the federal Anti-Kickback Statute to induce referrals of items or services covered by Medicare, Medicaid and other federally-funded healthcare programs.

**TAX, REVENUE, LEGISLATIVE CLAIMS
COMMISSION, AND TRANSPORTATION
DIVISION**

ANNUAL REPORT
TO
THE GOVERNOR, SENATE PRESIDENT AND
HOUSE OF DELEGATES SPEAKER
November 1, 2024

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-20-0043	20-P-159	Circuit Court Kanawha County	Board of Education of Kanawha County v. David C. Burdette, WV State Tax Department, MH Equipment-Ohio, City of Charleston, WV Department of Transportation, WV Division of Highways, and Michael J. Rutherford, Sheriff of Kanawha County	The Kanawha County Board of Education filed a Complaint to condemn property in Kanawha County that may be encumbered by state tax liens. A response was filed protecting the interests of the State Tax Division and seeking payment of any outstanding tax liens. The case is currently pending before the circuit court. This matter was dismissed with prejudice by an Order entered February 29, 2024.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-22-0020	22-AA-10	Circuit Court Kanawha County	WV 2020 Holding, LLC v. Matthew R. Irby, State Tax Commissioner	WV 2020 Holding, LLC filed a Petition Appealing Denial of Ad Valorem Property Tax Exemption in the Circuit Court of Kanawha County. The State Tax Commissioner and the Assessor of Kanawha County filed an answer opposing the requested relief. Afterward, WV 2020 Holdings filed a motion to voluntarily dismiss its appeal. The Circuit Court of Kanawha County granted that motion and dismissed the case on February 28, 2024.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-23-0038	23-C-163	Circuit Court Berkeley County	JRH Investments, LLC v. Charlotte A. Clark, et al.	Pursuant to a contract, the Plaintiff JRH Investments, LLC allegedly paid \$95,000 to third parties on behalf of defendant Clark. The Plaintiff alleges that Clark breached the contract for failing to perform under the contract and for failure to resolve judgments attached to subject real estate which the State Tax Division may have an interest in. The State Tax Division filed a motion to dismiss based upon a lack of presuit notification. The motion to dismiss remains pending.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-23-0084	23-ICA-517	Intermediate Court of Appeals – WV	Mark E. Gorman and Joann L. Gorman v. Matthew R. Irby, State Tax Commissioner	Mark and Joann Gorman filed an appeal of the WV Office of Tax Appeals' October 18, 2023, decision affirming the State Tax Commissioner's refusal to award interest on certain personal income tax refunds. The Gormans filed a notice of appeal to the WV Intermediate Court of Appeals but failed to timely perfect their appeal. The WV Intermediate Court of Appeals dismissed the Gormans' appeal on March 1, 2024.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-24-0073	24-C-138	Circuit Court Putnam County	TASHPA v. Raymond Harris	TASHPA is petitioning the Court for Quiet Title. The State Tax Division was named as a Respondent as it was believed they may have a lien interest. As of a hearing on September 26, 2024, dismissal of the State Tax Division appears imminent.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-24-0020	24-C-17	Circuit Court Wood County	City of Parkersburg v. Richard L. Nelson	Judicial sale of real estate to satisfy liens. The State Tax Division had liens covering the subject real estate. A special commissioner has been appointed and is in charge of the sale of the property.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-24-0021	24-C-3	Circuit Court Wayne County	WV Electric Supply Company v. Harold R. Irwin	West Virginia Electric Supply Company obtained judgment for money owed. Mr. Irwin did not pay the judgment upon him so West Virginia Electric Supply Company sought an execution and sale of Mr. Irwin's real property to satisfy its claim. The State Tax Division has statutory liens on the real estate sought to be subjected to the sale by this action. The State Tax Division has answered the complaint stating that it does not oppose the requested relief as long as its liens are protected and preserved.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-24-0100	24-C-51	Circuit Court Morgan County	Honorable Robert Blair v. Matthew Irby, State Tax Commissioner	This suit was filed to approve the sale of real property owned by minors and arising from legal malpractice of a licensed West Virginia attorney. The State Tax Division is named in the case because it is believed that the State Tax Division has a lien interest.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-24-0044	24-C-8	Circuit Court Pleasants County	Carl E. Evans, et al. v. Tina Farnsworth, et al.	Plaintiffs filed a Complaint on April 2, 2024, regarding inherited property in Pleasants County, WV. Plaintiffs would like to sell the inherited property and ask that a special commissioner be named to assist. The State Tax Division has a tax lien on the subject real estate. After receiving the proper notice, an Answer was filed on behalf of the State Tax Division. The State Tax Division is awaiting a hearing where a special commissioner will be appointed.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-24-0098	24-cv-00334	USDC WVSD	United States of America v. Douglas P. Humphrey, et al.	The United States of America filed a Complaint for Federal Taxes and Foreclosure of Tax Liens to collect the unpaid federal income tax liabilities of Douglas P. and Lovey D. Humphrey for Property Tax Years 2010, 2012 and 2016. The State Tax Division was named because it was believed to have an interest in the subject property.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-24-0069	24-ICA-237	Intermediate Court of Appeals – WV	Savage Services Corporation v. Matthew Irby, State Tax Commissioner	Appeal of WV Office of Tax Appeals decision regarding Savage Services Corporation's effort to gain a refund of motor fuel tax purchased in Maryland but consumed in West Virginia. The WV Intermediate Court of Appeals entered a scheduling order setting the deadline for Petitioner's brief as October 23, 2024, Respondents Brief as December 9, 2024, and Petitioner's Reply brief as December 27, 2024.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-24-0019	24-ICA-65	Intermediate Court of Appeals – WV	Macy's Retail Holdings, Inc. v. Matthew Irby, as State Tax Commissioner of West Virginia	Appeal of the Corrected Order Granting Petitioner's Motion for Summary Judgment of the Office of Tax Appeals related to corporate net income taxes. The State Tax Division appealed this case from the WV Office of Tax Appeals to the WV Intermediate Court of Appeals. On July 19, 2024, the Court granted the parties' Joint Motion to Dismiss the appeal.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-24-0029	24-P-13	Circuit Court Mingo County	DLJ Mortgage Capital v. Matthew R. Irby, West Virginia Tax Department	DLJ Mortgage Capital filed a Petition to Quiet Title in Deed of Trust due to the lack of a recorded power of attorney for the assignment. Tax liens encumber the subject real estate. The State Tax Division filed an Answer on April 12, 2024, and was dismissed from this matter with no effect on their lien status or priority.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-24-0072	24-P-145	Circuit Court Ohio County	Sally Porter v. Anthony Jess Branch, et al.	Sally Porter is the Court Appointed Guardian of the special needs minor child who is the sole owner of the real estate being petitioned for sale. The State Tax Division had liens over the subject real estate, however, most of those liens have lapsed. A Guardian ad Litem for the minor child is working with the State Tax Division to get this last lien paid off so the State Tax Division can be dismissed from the case.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-24-0066	24-P-258	Circuit Court Kanawha County	The Poca Valley Bank v. Larry Letart, et al.	The Poca Valley Bank filed a Verified Petition to Reform a Deed of Trust and Uphold Foreclosure Sale regarding parcels of land located in Big Sandy Tax District, Kanawha County, WV. The State Tax Division was made a Respondent in this case as they have an active tax lien. A motion to dismiss was filed for failure to receive proper notice under W.Va. Code § 55-17-3. A hearing is set in this case for November 8, 2024.
Tax, Revenue, Court of Claims, and Transportation	Harper, Seth	TAX-24-0055	24-P-31	Circuit Court Marshall County	Donald Yost, et al. v. Cindy Neisen, et al.	Donald Yost and Jean Dugas filed a Petition to Subject Real Property to Payment of Decedent's Debts regarding the death of Mark S. Hitt and his debts. The State Tax Division was named in the case because the subject real estate has an active tax lien encumbering it.
Tax, Revenue, Court of Claims, and Transportation	Longwell, William	TAX-24-0103	None	Circuit Court Ohio County	SWN Production Company, LLC v. Matthew R. Irby, State Tax Commissioner, et al.	SWN is appealing to Ohio County for tax year 2019. The purpose of SWN's appeal is to permit the Ohio County Circuit Court to have jurisdiction over all three of SWN's unresolved tax protests.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-18-0098	19-AA-79	Circuit Court Kanawha County	WV Insurance Commissioner v. Andrew B. Jensen	The Insurance Commissioner dismissed Mr. Jensen, Grievant, from employment due to Grievant being absent from work for more than three consecutive workdays without providing notice. An Administrative Law Judge ruled in favor of Grievant and reinstated him to his position. The Insurance Commissioner appealed to Circuit Court, which ruled in favor of the Grievant. The Insurance Commissioner did not appeal to the WV Supreme Court of Appeals. The matter remains open while the Court considers Grievant's counsel's request for attorney fees.
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-21-0041	2:21-cv-00310	USDC WVSD	Air Evac EMS, Inc. d/b/a Air Evac Lifeteam and AirMedCare Network v. Allen McVey, Commissioner of the WV Insurance Commission	Air Evac filed a petition to prevent the Insurance Commissioner from enforcing the Air Ambulance Patient Protection Act, which declared that air ambulance membership agreements bearing certain characteristics are insurance products and, therefore, can be regulated by the Insurance Commissioner. Air Evac alleged that the Airline Deregulation Act prevents the Insurance Commissioner from requiring that it comply with West Virginia laws regarding insurance. The Insurance Commissioner vigorously defended this case because 15 USCA § 1012, otherwise known as the McCarran Ferguson Act, provides broad authority to the State for the purpose of regulating the business of insurance. This matter was consolidated with 2:21-cv-105. The court granted summary judgment in favor of Air Evac, and no appeal was taken. Currently pending before the court is Air Evac's proposed bill of costs and the Insurance Commissioner's response to the same.
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-21-0007	20-C-64	Circuit Court Lincoln County	AEP West Virginia Transmission Company v. Harold Daniel Toney, et al.	AEP filed a Notice of Condemnation for the Circuit Court to determine the right of AEP to condemn and appropriate for public purposes the interests in real estate. At the time the action was filed, the State Tax Division had a valid lien for unpaid personal income tax recorded against one of the Respondents and filed an answer to protect its lien position. Following the Tax Division's answer, there was delay as the Petitioner resolved service issues with some of the multiple Respondents. The tax lien has since expired and the parties are jointly moving for dismissal of the State Tax Division.
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-21-0005	20-C-65	Circuit Court Lincoln County	AEP West Virginia Transmission Company v. Randy Lee Toney, et al.	AEP filed a Notice of Condemnation for the Circuit Court to determine the right of AEP to condemn and appropriate for public purposes the interests in real estate. The State Tax Division has valid liens for unpaid personal income tax recorded against one of the Respondents and has filed an answer to protect its lien position. This matter is currently on hold as the Petitioner works to resolve service issues with some of the multiple Respondents.
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-21-0006	20-C-80	Circuit Court Lincoln County	AEP West Virginia Transmission Company v. Kenneth L. Donahue, et al.	AEP filed a Notice of Condemnation for the Circuit Court to determine the right of AEP to condemn and appropriate for public purposes the interests in real estate. A motion to dismiss for failure to provide presuit notice was filed and remains pending with the Circuit Court.
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-21-0009	21-1301	US CA4	Air Evac EMS, Inc. d/b/a Air Evac Lifeteam and AirMedCare Network v. James A. Dodrill, WV Insurance Commissioner	The Insurance Commissioner instituted an administrative action against Air Evac because it sells membership agreements shifting the unreimbursed financial risk of an air ambulance transport from the member to Air Evac or one of its affiliates if either transports the member. Air Evac obtained a preliminary injunction to stop the administrative proceeding, which was instituted to determine if the membership agreements sold by Air Evac constitute the unlicensed sale of an insurance product. This action was later consolidated with Southern District of West Virginia Civil Action No. 2:21-cv-00310 wherein the issue of the Insurance Commissioner's ability to regulate the membership agreements was decided. The court granted summary judgment in favor of Air Evac. A proposed bill of costs remains pending.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-21-0112	21-AA-1	Circuit Court Brooke County	Scott Sonda v. Brooke County Board of Equalization	Taxpayer appealed the Brooke County Commission's assessment of his oil and gas mineral interests but failed to name the State Tax Commissioner as a party. The Brooke County Commission filed a motion to join the State Tax Commissioner as a party, which was granted by the court. Taxpayer has not served Tax Commissioner with the Petition for Appeal.
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-21-0055	21-C-173	Circuit Court Harrison County	Heritage Cooperative, Inc. v. Katherine Poling, Kenneth Poling, WV State Tax Division, U.S. Internal Revenue Service and First Financial Bank	Heritage Cooperative obtained a judgment against the Defendants in Ohio. The Petitioner domesticated its judgment in West Virginia and now seeks to sell the real estate owned by the Defendants to satisfy its judgment liens. The State Tax Division may have tax liens against the Defendants. A motion to dismiss for failure to provide presuit notice was filed and remains pending with the Court. Currently, this matter is stayed pending bankruptcy.
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-22-0081	23-317	Supreme Court WV	Pfizer Inc. and Subsidiaries v. WV State Tax Commissioner	Petitioner appealed a final decision of WV Office of Tax Appeals, which affirmed tax assessments issued against the Petitioner. Petitioner appealed to the WV Intermediate Court of Appeals where its appeal was dismissed due to its failure to comply with the mandatory appeal bond requirement. The Petitioner then appealed the dismissal to the WV Supreme Court of Appeals, and the case has been fully briefed.
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-21-0050	23-ICA-235	Intermediate Court of Appeals – WV	Shenandoah Personal Communications, LLC v. Matthew R. Irby, State Tax Commissioner	Shenandoah Personal Communications, LLC filed a Petition for Administrative Appeal from a decision of the Office of Tax Appeals stating that the administrative tribunal erred when it ruled that purchases of cellular phones that were later given away were not exempt from use tax. The Circuit Court affirmed the Office of Tax Appeals' decision, and the taxpayer appealed to the WV Intermediate Court of Appeals. After briefing and oral argument, the WV Intermediate Court of Appeals affirmed the Circuit Court. Shenandoah did not appeal to the WV Supreme Court of Appeals.
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-21-0001	23-ICA-372	Intermediate Court of Appeals – WV	The Silver Creek Association, Inc., et al. v. Matthew R. Irby, State Tax Commissioner, and Tom Lane, Assessor of Pocahontas County	The Silver Creek Association and several unit owners filed an appeal of Property Tax Ruling 21-16, which ruled in part that the Assessor cannot issue split tax tickets to the unit owners for their ownership of individual residential units and the common commercial elements. The Circuit Court granted the State Tax Division's Motion for Summary Judgment and affirmed the property tax ruling. Silver Creek appealed to the WV Intermediate Court of Appeals and the parties completed a briefing schedule. Rule 19 oral argument occurred on September 17, 2024, and the parties are awaiting a decision.
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-24-0087	24-ICA-315	Intermediate Court of Appeals – WV	Rusty Fout, Inc. v. Matthew Irby, State Tax Commissioner	The Office of Tax Appeals affirmed a notice of assessment issued by the Tax Commissioner against the Petitioner for combined sales and use tax. The taxpayer asserted that he was exempt from collecting the tax on the basis that he provided professional services. The taxpayer appealed to the WV Intermediate Court of Appeals. A briefing schedule has been entered by the Court.
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-24-0099	24-ICA-370	Intermediate Court of Appeals – WV	Brenda J. Whetzel v. Matthew R. Irby, State Tax Commissioner	Ms. Whetzel filed an appeal arguing the valuation and assessment on subject property was inconsistent with certain WV Code sections listed in the appeal and that it should be redone in the proper manner with a new tax bill issued. The WV Intermediate Court of Appeals has entered a scheduling order directing that the appeal be perfected on November 15, 2024, and that briefing be completed by December 31, 2024.
Tax, Revenue, Court of Claims, and Transportation	Means-Moore, Cassandra	TAX-24-0008	24-P-1	Circuit Court Summers County	In Re: TNT Transportation, LLC, Derek Clinton Lehw and Lakeview Loan Servicing, LLC	Petitioner TNT Transportation filed a Petition to Enforce Judgment by Sale of Real Estate regarding an action against the Judgment Debtor in the Circuit Court of Warren County in the Commonwealth of Virginia. The Tax Division was added as a party due to the existence of a tax lien on the subject property. The Judgment Debtor has since filed for bankruptcy and this matter has been stayed.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Tax, Revenue, Court of Claims, and Transportation	Skorich, Elaine	TAX-24-0061	23-F-94	Circuit Court Randolph County	In Re: Christopher George Lyle	The Circuit Court of Randolph County issued a Show Cause order requiring a supervisor from the Division of Motor Vehicles to appear and answer questions as to why her employee was late appearing to testify before the court. On August 22, 2024, the Circuit Court of Randolph County entered an order holding the Division of Motor Vehicles in contempt related to the late appearance.
Tax, Revenue, Court of Claims, and Transportation	Skorich, Elaine	TAX-24-0062	24-C-13	Circuit Court Hardy County	In Re: Alfredo Castillo Reyes	Mr. Reyes filed a civil action against three unrelated parties, including the Division of Motor Vehicles, in the Circuit Court of Hardy County. As to the Division of Motor Vehicles, Mr. Reyes asks that the court order the Division of Motor Vehicles to issue him a West Virginia driver's license although his Virginia license has expired and although he has not presented the required documents for issuance of a West Virginia driver's license. The Division of Motor Vehicles has filed a motion to dismiss for lack of jurisdiction.
Tax, Revenue, Court of Claims, and Transportation	Skorich, Elaine	TAX-24-0056	24-C-19	Circuit Court McDowell County	Michael A. Evans v. WV Division of Motor Vehicles	Mr. Evans filed a complaint for writ of mandamus against the Division of Motor Vehicles asking that the court order the Division of Motor Vehicles to give him a title for a car that he purchased out of state. On September 4, 2024, the Division of Motor Vehicles appeared before the court on a Motion to Dismiss for Lack of Jurisdiction, and the court granted the same.
Tax, Revenue, Court of Claims, and Transportation	Skorich, Elaine	TAX-24-0088	24-P-249	Circuit Court Cabell County	Cory A. Burd v. WV Division of Motor Vehicles	Mr. Burd filed a petition for writ of mandamus asking the court to order the Division of Motor Vehicles to give him a new driver's license number to prevent identity theft from his brother who had fraudulently used Mr. Burd's license in the past. The Division of Motor Vehicles filed a motion to dismiss for lack of jurisdiction, and the court granted the same on September 3, 2024.
Tax, Revenue, Court of Claims, and Transportation	Skorich, Elaine	TAX-24-0059	24-P-61	Circuit Court Monongalia County	In Re: Chais Michael Shockley	Mr. Shockley filed a complaint for writ of mandamus against the Division of Motor Vehicles asking that the court order the Division of Motor Vehicles to give him a title for a vehicle that he purchased out of state. The Division of Motor Vehicles filed a Motion to Dismiss for Lack of Jurisdiction. The court held a hearing on said motion, and on July 8, 2024, the court entered an order dismissing the matter for lack of jurisdiction.
Tax, Revenue, Court of Claims, and Transportation	Skorich, Elaine	TAX-23-0025	23-C-263	Circuit Court Kanawha County	In Re: Juanita V. Jackson	Ms. Jackson failed to stop for a school bus and pled guilty in magistrate court. The court ordered her to pay a fine and court costs. The Division of Motor Vehicles suspended her license. Ms. Jackson filed a Petition for Declaratory Judgment asking the court to interpret the statute upon which the Division of Motor Vehicles relied.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-24-0110	17-AA-5	Circuit Court Kanawha County	Jason M. Skidmore v. Matthew R. Irby, WV State Tax Commissioner	The Tax Department seeks to appeal an Order from the Office of Tax Appeals which exempts a National Guardsman's wages from state personal income tax.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-19-0001	18-C-281	Circuit Court Ohio County	SWN Production Company v. Matthew R. Irby, State Tax Commissioner, Tiffany Hoffman, Assessor, and Ohio County Commission	SWN appealed the Ohio County Board of Assessment and Appeals' Order, which upheld the State Tax Division's valuations for the 2018 tax year of SWN's natural gas wells in the county. The State Tax Commissioner filed an answer defending the valuations. This matter is similar to Steager v. Consol Energy, 832 S.E.2d 135, 242 W.Va. 209 (2019). The parties await the outcome of other pending cases to determine this case's final outcome.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-20-0008	19-C-62	Circuit Court Wyoming County	Charles W. Schollar, Jr. v. Matthew R. Irby, State Tax Commissioner	Mr. Schollar filed a petition to appeal the administrative decision issued by the WV Office of Tax Appeals, which determined that Mr. Schollar was not entitled to exempt his pension from personal income taxes. The Office of Tax Appeals' decision modified the State Tax Division's original assessment to remove the penalties. A motion to dismiss was filed on behalf of the State Tax Division for failure to perfect the appeal. The Petitioner was granted time to respond to the motion. However, before the deadline to file, he circulated a proposed agreed order dismissing the appeal. This matter was dismissed by entered Order of Dismissal without prejudice on April 4, 2024.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-20-0158	20-AA-88	Circuit Court Kanawha County	Jackson National Life Insurance Company v. WV Insurance Commissioner	Jackson National Life Insurance Company appealed to the Circuit Court of Kanawha County a decision of the West Virginia Insurance Commissioner that denied its request for refund of overpayment of annuity taxes. The parties briefed the appeal and are awaiting a decision from the Circuit Court.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-20-0064	20-C-97	Circuit Court Monongalia County	Mu Mu Chapter of the Sigma Chi Fraternity v. Matthew R. Irby, State Tax Commissioner, and Mark Musick, Assessor	Mu Mu Chapter of the Sigma Chi Fraternity filed a petition appealing a Property Tax Ruling, which determined that it was not exempt from ad valorem property taxes on real estate it owns in Morgantown, West Virginia. The fraternity is no longer affiliated with West Virginia University and, as a result, is no longer entitled to the exemption under W.Va. Code § 11-3-9(a)(15). This matter is related to Alpha Rho v. Matthew Irby, 20-C-99 which was also filed in Monongalia County Circuit Court. The circuit court granted the State Tax Commissioner's and Assessor's joint motion for summary judgment and Mu Mu appealed. But before the appeal was perfected, Mu Mu withdrew its appeal. The appeal was dismissed by Final Dismissal Order entered on April 29, 2024.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-20-0065	20-C-99	Circuit Court Monongalia County	Alpha Rho Chapter of the Kappa Alpha Order v. Matthew R. Irby, State Tax Commissioner, and Mark Musick, Assessor	The Alpha Rho Chapter of Kappa Alpha Order filed a petition to appeal a Property Tax Ruling, which determined that the fraternity was not eligible for exemption from ad valorem property taxes on real estate it owns in Morgantown, West Virginia because the Chapter is no longer affiliated with West Virginia University pursuant to W.Va. Code § 11-3-9(a)(15). This matter is related to Mu Mu v. Matthew R. Irby, 20-C-97 filed in Monongalia County Circuit Court. The circuit court granted the State Tax Commissioner's and Assessor's joint motion for summary judgment and Alpha Rho appealed. But before the appeal was perfected, Alpha Rho withdrew its appeal. The appeal was dismissed by Final Dismissal Order entered on April 29, 2024.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-22-0001	21-P-15	Circuit Court Ritchie County	Antero Resources Corporation v. Matthew R. Irby, WV State Tax Commissioner, Assessor Arlene Mossor, and Ritchie County Assessor	Antero Resources Corporation filed a petition to appeal the Ritchie County Commission sitting as the Board of Assessment Appeals' decision, which upheld the State Tax Division's 2021 tax year valuation of Antero's oil and gas wells located in Ritchie County. This matter is related to the other Antero Resources matters for the 2016, 2017, 2018 and 2019 tax years. The case was referred to the Business Court Division but was stayed awaiting resolution of the writ of certiorari Antero filed at the U.S. Supreme Court in Antero Resources Corporation v. Irby, No. 23-233, related to the 2018 and 2019 tax year valuations. After the writ of certiorari in Antero Resources Corporation v. Irby, No. 23-233 was denied, Antero voluntarily moved to withdraw its petition. The case was dismissed with prejudice on April 30, 2024.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-21-0113	21-P-31	Circuit Court Doddridge County	Antero Resources Corporation v. Matthew R. Irby, State Tax Commissioner, David Sponaule, Doddridge County Assessor, and Doddridge County Commission	Antero Resources Corporation filed a petition to appeal the Doddridge County Commission sitting as the Board of Assessment Appeals' decision, which upheld the State Tax Division's 2021 tax year valuation of Antero's oil and gas wells located in Doddridge County. This matter is related to the other Antero Resources matters for the 2016, 2017, 2018 and 2019 tax years. The case was referred to the Business Court Division, but was stayed awaiting resolution of the writ of certiorari Antero filed at the U.S. Supreme Court in Antero Resources Corporation v. Irby, No. 23-233, related to the 2018 and 2019 tax year valuations. After the writ of certiorari in Antero Resources Corporation v. Irby, No. 23-233 was denied, Antero voluntarily moved to withdraw its petition. The case was dismissed with prejudice on April 30, 2024.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-20-0034	22-0048	Supreme Court WV	Antero Resources Corporation v. Matthew R. Irby, State Tax Commissioner, Joseph Romano, Assessor, and Harrison County Commission	This case is substantially similar to Antero Resources' property tax appeal from Doddridge County for the 2018 tax year. At the WV Supreme Court of Appeals, this case was consolidated with Appeal Nos. 22-0049, 22-0050, 22-0051, 22-0052 and 22-0144. On June 13, 2023, the WV Supreme Court of Appeals affirmed the assessment of Antero's wells and rejected the producer's statutory and constitutional arguments. On September 11, 2023, Antero filed a petition for writ of certiorari in the U.S. Supreme Court which was denied on November 6, 2023.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-18-0147	22-0049	Supreme Court WV	Antero Resources Corporation v. Matthew R. Irby, State Tax Commissioner, Arlene Mossor, Assessor of Ritchie County, and Ritchie County Commission	This case is substantially similar to Antero Resources' property tax appeal from Doddridge County for the 2018 tax year. At the WV Supreme Court of Appeals, this case was consolidated with Appeal Nos. 22-0048, 22-0050, 22-0051, 22-0052 and 22-0144. On June 13, 2023, the WV Supreme Court of Appeals affirmed the assessment of Antero's wells and rejected the producer's statutory and constitutional arguments. On September 11, 2023, Antero filed a petition for writ of certiorari in the U.S. Supreme Court which was denied on November 6, 2023.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-19-0004	22-0050	Supreme Court WV	Antero Resources Corporation v. Matthew R. Irby, State Tax Commissioner, Joseph Romano, Assessor, and Harrison County Commission	This case is substantially similar to Antero Resources' property tax appeal from Doddridge County for the 2018 tax year. At the WV Supreme Court of Appeals, this case was consolidated with Appeal Nos. 22-0048, 22-0049, 22-0051, 22-0052 and 22-0144. On June 13, 2023, the WV Supreme Court of Appeals affirmed the assessment of Antero's wells and rejected the producer's statutory and constitutional arguments. On September 11, 2023, Antero filed a petition for writ of certiorari in the U.S. Supreme Court which was denied on November 6, 2023.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-19-0244	22-0051	Supreme Court WV	Antero Resources Corporation v. Matthew R. Irby, State Tax Commissioner, David Sponaule, Assessor, and Doddridge County Commission	This case is substantially similar to Antero Resources' property tax appeal from Doddridge County for the 2018 tax year. At the WV Supreme Court of Appeals, this case was consolidated with Appeal Nos. 22-0048, 22-0049, 22-0050, 22-0052 and 22-0144. On June 13, 2023, the WV Supreme Court of Appeals affirmed the assessment of Antero's wells and rejected the producer's statutory and constitutional arguments. On September 11, 2023, Antero filed a petition for writ of certiorari in the U.S. Supreme Court which was denied on November 6, 2023.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-19-0003	22-0052	Supreme Court WV	Antero Resources Corporation v. Matthew R. Irby, State Tax Commissioner, David Sponaule, Assessor, and Doddridge County Commission	Antero Resources filed a petition to appeal the decision of the Doddridge County Commission sitting as the Board of Assessment Appeals for the 2018 tax year, which affirmed the State Tax Division's allegedly overstated valuation of Antero's oil and gas wells in the county. Antero asserts that the Business Court erred when it (1) found that it lacked jurisdiction; (2) did not apply the 2020 Notice retroactively; (3) did not find that the State Tax Commissioner's refusal to apply the notice retroactively was arbitrary and capricious; and (4) did not find that the exclusion of its post-production expenses violated due process, the commerce clause, and equal protection. This matter is similar to Steager v. Consol Energy, 832 S.E.2d 135, 242 W.Va. 209 (2019), Antero Resources Corp. v. Irby, Nos. 20-0530, 20-0531, and 20-0579, 2022 WL 1055446 (April 8, 2022) (memorandum decision) ("Antero I"), and Antero Resources Corp. v. Irby, Nos. 21-0119 and 21-0121, 2022 WL 1682290 (May 26, 2022) (memorandum decision) ("Antero II"). The business court rejected Antero's arguments and affirmed the State Tax Commissioner's valuation. At the WV Supreme Court of Appeals, this case was consolidated with Appeal Nos. 22-0049, 22-0050, 22-0051, 22-0052 and 22-0144. On June 13, 2023, the WV Supreme Court of Appeals affirmed the assessment of Antero's wells and rejected the producer's statutory and constitutional arguments. On September 11, 2023, Antero filed a petition for writ of certiorari in the U.S. Supreme Court which was denied on November 6, 2023.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-19-0135	22-0144	Supreme Court WV	Antero Resources Corporation v. Matthew R. Irby, State Tax Commissioner, Lisa Jackson, Assessor, and Tyler County Commission	This case is substantially similar to Antero Resources' property tax appeal from Doddridge County for the 2018 tax year. At the WV Supreme Court of Appeals, this case was consolidated with Appeal Nos. 22-0048, 22-0049, 22-0050, 22-0051 and 22-0052. On June 13, 2023, the WV Supreme Court of Appeals affirmed the assessment of Antero's wells and rejected the producer's statutory and constitutional arguments. On September 11, 2023, Antero filed a petition for writ of certiorari in the U.S. Supreme Court which was denied on November 6, 2023.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-23-0053	22-21375	Bankruptcy Court-US PAWD	RLI Solutions Company v. WV Division of Motor Vehicles	RLI filed for bankruptcy and the debtor continues to operate its business and manage the property of the estate as debtor-in-possession. It sought a finding that the WV Division of Motor Vehicles violated the automatic stay by requiring proof of personal property taxes being paid to Harrison County in order to register its vehicles. The parties resolved that motion, and the vehicles were registered. The Division of Motor Vehicles has no further interest in the matter and is not a party to the bankruptcy.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-21-0108	22-AA-1	Circuit Court Tyler County	Antero Resources Corporation v. Matthew R. Irby, State Tax Commissioner, and Tyler County Assessor	Antero Resources Corporation filed a Petition to Appeal the Tyler County Commission sitting as the Board of Assessment Appeals' decision, which upheld the State Tax Division's 2021 tax year valuation of Antero's oil and gas wells located in Tyler County. This matter is related to the other Antero Resources matters for the 2016, 2017, 2018 and 2019 tax years. The case was referred to the Business Court Division but stayed awaiting resolution of the writ of certiorari Antero filed at the U.S. Supreme Court in Antero Resources Corporation v. Irby, No. 23-233, related to the 2018 and 2019 tax year valuations. After the writ of certiorari in Antero Resources Corporation v. Irby, No. 23-233 was denied, Antero voluntarily moved to withdraw its petition. The case was dismissed with prejudice on April 30, 2024.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-22-0072	22-ICA-111, 125 & 226	Intermediate Court of Appeals – WV	Equinor USA Onshore Properties, Inc. v. Matthew R. Irby, State Tax Commissioner	The Taxpayer appealed the Office of Tax Appeals' decisions denying its refund petition for allegedly overpaid severance taxes for 2014-16 and 2018-2019. Taxpayer alleges that Office of Tax Appeals incorrectly calculated the severance tax owed by disallowing processing fees and expenses charged by a third-party provider from the gross proceeds received for its natural gas and natural gas liquids. The State Tax Commissioner also filed a cross assignment of error related to the Office of Tax Appeals' lack of jurisdiction in the 2015 case. On November 15, 2024, the WV Intermediate Court of Appeals ruled against the State Tax Commissioner on substantive grounds in the 2014, 2016, 2018 and 2019 cases but ruled in the Tax Commissioner's favor in the 2015 case. The State Tax Commissioner appealed to the WV Supreme Court of Appeals in Appeal No. 24-26 and the Taxpayer appealed to the WV Supreme Court of Appeals in the 2015 case in Appeal No. 23-760. Briefing was completed on June 24, 2024. The parties are awaiting a decision or an order setting argument.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-22-0005	22-P-6	Circuit Court Marshall County	EQT Production Company v. Matthew R. Irby, State Tax Commissioner, Eric Buzzard, and Marshall County Assessor, Marshall County Commission	EQT filed a petition in Marshall County Circuit Court to appeal the decision of the Marshall County Commission, which affirmed the State Tax Division's valuation of its oil and gas wells. The circuit court dismissed the case for lack of subject matter jurisdiction. EQT appealed that decision to the WV Intermediate Court of Appeals. On December 15, 2023, the WV Intermediate Court of Appeals reversed the circuit court's jurisdictional ruling and remanded for further proceedings.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-22-0007	22-P-80	Circuit Court Kanawha County	Tax Analysts v. Matthew Irby, State Tax Commissioner	Tax Analysts, a nonprofit corporation, filed a complaint against the State Tax Commissioner to compel the production of the State Tax Division's standards for auditing taxpayers. The circuit court dismissed the complaint pursuant to W.Va. Code § 11-10-5d(b)(5)(B). Tax Analysts appealed the circuit court's decision to the WV Supreme Court of Appeals, which reversed the circuit court on March 15, 2024, and remanded for production of a Vaughn Index. Afterward, the parties negotiated a resolution to the underlying suit. The case was dismissed with prejudice pursuant to an agreed order on October 7, 2024.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-22-0050	22-P-85	Circuit Court Harrison County	Antero Resources Corporation v. Matthew R. Irby, State Tax Commissioner, Joseph Romano, Assessor, and Harrison County Commission	Antero Resources Corporation filed a petition to appeal the Harrison County Commission sitting as the Board of Assessment Appeals' decision, which upheld the State Tax Division's 2021 tax year valuation of Antero's oil and gas wells located in Harrison County. This matter is related to the other Antero Resources matters for the 2016, 2017, 2018 and 2019 tax years. The case was referred to the Business Court Division but was stayed awaiting resolution of the writ of certiorari Antero filed at the U.S. Supreme Court in Antero Resources Corporation v. Irby, No. 23-233, related to the 2018 and 2019 tax year valuations. After the writ of certiorari in Antero Resources Corporation v. Irby, No. 23-233 was denied, Antero voluntarily moved to withdraw its petition. The case was dismissed with prejudice on April 30, 2024.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-21-0014	23-760	Supreme Court WV	StatOil v. Matthew R. Irby, State Tax Commissioner	The Taxpayer appealed the Office of Tax Appeals' decision denying its refund petition for allegedly overpaid severance taxes. Taxpayer alleges that Office of Tax Appeals incorrectly calculated the severance tax owed by disallowing processing fees and expenses charged by a third-party provider from the gross proceeds received for its natural gas and natural gas liquids. The State Tax Commissioner also filed a cross-appeal arguing that the Office of Tax Appeals and Circuit Court of Kanawha County erred by taking jurisdiction in this case even though taxpayer's petition was filed over eleven months late. On November 15, 2024, the WV Intermediate Court of Appeals ruled against the State Tax Commissioner on substantive grounds in the 2014, 2016, 2018 and 2019 cases but ruled in the Tax Commissioner's favor in the 2015 case. The State Tax Commissioner appealed to the WV Supreme Court of Appeals in Appeal No. 24-26 and the Taxpayer appealed to the WV Supreme Court of Appeals in the 2015 case in Appeal No. 23-760. Briefing was completed on June 24, 2024. The parties are awaiting a decision or an order setting argument.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-23-0047	23-C-60	Circuit Court Harrison County	Precision Concrete LLC v. Matthew R. Irby, State Tax Commissioner	Precision Concrete provided concrete services to Defendant Dustin Loudin around his home and pool. An invoice was sent for \$26,600 for worked tendered. Precision Concrete alleges that the invoice has not been paid. Precision is filing an amended complaint to add the State Tax Division and others as parties. Precision alleges that the State Tax Division holds a lien against the subject property. The State Tax Division was dismissed by order entered on October 2, 2023. The parties await an eventual distribution.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-23-0012	23-ICA-313	Intermediate Court of Appeals – WV	Forethought Life Insurance v. Allen McVey	Forethought's requests for withdrawals or partial surrenders to be deducted from taxable premiums were denied by the Offices of the Insurance Commissioner. Forethought appealed to the WV Intermediate Court of Appeals, but on September 17, 2024, the parties jointly moved to dismiss the appeal due to an administrative resolution. The WV Intermediate Court of Appeals granted that motion and dismissed the case on September 19, 2024.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-23-0046	23-ICA-327	Intermediate Court of Appeals – WV	JF Allen Company v. Matthew R. Irby, State Tax Commissioner	JF Allen Company appealed a final decision of the WV Office of Tax Appeals. This case stems from the State Tax Division's assessment of Petitioner for combined consumers' sales and service and use tax. The State Tax Commissioner then cross-assigned error related to the Office of Tax Appeals' treatment of certain purchases as related to an exemption for production and manufacturing. On July 1, 2024, the WV Intermediate Court of Appeals ruled in the State Tax Commissioner's favor. JF Allen did not appeal.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-23-0010	23-ICA-36	Intermediate Court of Appeals – WV	CNX Gas Company, LLC v. Matthew Irby, State Tax Commissioner	CNX Gas Company appealed the denial of its severance tax refunds for the 2015, 2016, 2017, 2018 and 2019 tax years to the WV Intermediate Court of Appeals. In the appeal, CNX asserts that its processed natural gas liquids are not subject to severance tax under applicable statutes and equal protection, due process and commerce clause principles. On March 25, 2024, the WV Intermediate Court of Appeals ruled in the State Tax Commissioner's favor and affirmed the refund denial. CNX did not appeal the decision.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-23-0083	23-P-352	Circuit Court Raleigh County	Wilmington Savings Fund Society, FSB as trustee of WV 2017-1 Grantor Trust v. Damien Wheeler, WV State Tax Department, and Castle Credit Company Holdings, LLC	Wilmington Savings Fund Society assigned its rights to a loan to WV 2017-1 Grantor Trust on April 5, 2022. There was not an Assignment from WV 2017-1 Grantor Trust to the Petitioner, which places a cloud on the title. This matter was dismissed by an Agreed Partial Dismissal Order entered December 4, 2023.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-23-0087	23-P-47	Circuit Court Upshur County	Lakeview Loan Servicing, LLC v. Adam M. Moore, WV State Tax Department, and Secretary of Housing and Urban Development	Lakeview Loan Servicing, LLC filed a Petition for Declaratory Judgment Reforming Deed of Trust Legal Description, Affixing Manufactured Home to Real Estate and Removing Cloud on Title against Adam M. Moore. Order Dismissing Plaintiff's Complaint with prejudice was entered January 8, 2024.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-22-0049	24-26	Supreme Court WV	Matthew R. Irby, State Tax Commissioner v. Equinor USA Onshore Properties, Inc.	The Taxpayer appealed the Office of Tax Appeals' decisions denying its refund petition for allegedly overpaid severance taxes for 2014-16 and 2018-2019. Taxpayer alleges that Office of Tax Appeals incorrectly calculated the severance tax owed by disallowing processing fees and expenses charged by a third-party provider from the gross proceeds received for its natural gas and natural gas liquids. The State Tax Commissioner also filed a cross assignment of error related to the Office of Tax Appeals' lack of jurisdiction in the 2015 case. On November 15, 2024, the WV Intermediate Court of Appeals ruled against the State Tax Commissioner on substantive grounds in the 2014, 2016, 2018 and 2019 cases but ruled in the Tax Commissioner's favor in the 2015 case. The State Tax Commissioner appealed to the WV Supreme Court of Appeals in Appeal No. 24-26 and the Taxpayer appealed to the WV Supreme Court of Appeals in the 2015 case in Appeal No. 23-760. Briefing was completed on June 24, 2024. The parties are awaiting a decision or an order setting argument.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-24-0040	24-AA-1	Circuit Court Kanawha County	Frontier West Virginia, Inc. v. Matthew R. Irby, State Tax Commissioner, and The Honorable Mac Warner, West Virginia Secretary of State and Ex-Officio Secretary of the West Virginia Board of Public Works	Telecommunications and internet service provider appealed its 2024 public utility property tax assessment to circuit court. The taxpayer's final taxable value was set at \$336,724,800 and approved by the Board of Public Works in February 2024. The taxpayer asks the circuit court to decrease its assessment to \$270 million.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-24-0049	24-AA-1	Circuit Court Monongalia County	Northeast Natural Energy, LLC, et al. v. WV State Tax Department	A Writ of Certiorari was filed on March 6, 2024, with respect to the February 14, 2024, decision of the County Commission of Monongalia County accepting the WV State Tax Commissioner's Application for Relief from Erroneous Assessment related to the 2023 natural resource valuations in Monongalia County.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-24-0064	24-C-611	Circuit Court Kanawha County	Scott Sonda v. Matthew R. Irby, State Tax Commissioner	Complaint was filed against the State Tax Commissioner and Revenue Secretary claiming House Bill 4850 will result in local resource wells being over-valued, which in turn causes increased taxes to landowners who have resource wells on their property. On August 5, 2024, the State Tax Commissioner and Revenue Secretary moved to dismiss on jurisdictional and substantive grounds.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-24-0070	24-cv-271	USDC WVSD	PhMRA v. Patrick Morrissey, et al.	PhMRA sued the WV Attorney General, Insurance Commissioner and Board of Pharmacy challenging Senate Bill 325 as preempted by federal law and a violation of the 1st Amendment. A hearing was held on PhMRA's preliminary injunction motion and the State's motion to dismiss on jurisdictional grounds on September 17, 2024, and the parties are awaiting an order from the court.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-24-0037	24-P-143	Circuit Court Mercer County	Citizens Telecommunications Company of WV v. Matthew R. Irby, State Tax Commissioner, et al.	Citizens Telecommunication Company appealed its 2024 public utility property tax assessment to circuit court. The taxpayer's final taxable value was set at roughly \$117 million and approved by the Board of Public Works in February 2024. The taxpayer asks the circuit court to decrease its assessment to roughly \$88 million.
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-24-0043	24-P-48	Circuit Court Jefferson County	Wilmington Savings v. WV State Tax Division	Wilmington Savings filed a Petition to Quiet Title in Deed of Trust. This matter was dismissed by an Agreed Order Dismissing WV State Tax Division entered on April 12, 2024.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Tax, Revenue, Court of Claims, and Transportation	Whelan, Sean	TAX-24-0041	24-P-71	Circuit Court Wood County	Hope Gas, Inc. v. West Virginia Board of Public Works and Matthew R. Irby, State Tax Commissioner	Hope Gas, Inc. appealed its 2024 public utility property tax assessment to circuit court naming the State Tax Commissioner and Board of Public Works in its petition. The taxpayer's final taxable value was set at \$223.7 million and approved by the Board of Public Works in February 2024. The taxpayer asks the circuit court to decrease its assessment to \$177.2 million.
Tax, Revenue, Court of Claims, and Transportation	Willems, John	TAX-21-0022	19-12771	Bankruptcy Court-US PAED	In Re: Herz, Herz & Reichle	Three entities that operated Timberline Ski Resort filed Chapter 11 Bankruptcy. The primary case is Herz, Herz and Reichle, Inc., Case No. 19-12771, which has Long Run Realty, Inc. and Timberline Four Seasons as associated cases. Collectively, they owe a total of \$705,825.37 to the State Tax Division. Timberline sold its assets and the cases later converted to Chapter 7. The proposed distribution schedule indicates that the State Tax Division will be paid in its order of priority.
Tax, Revenue, Court of Claims, and Transportation	Willems, John	TAX-22-0029	20-12043	Bankruptcy Court-US WVSD	In Re: Hopedale Mining LLC, et al.	Hopedale Mining LLC and its affiliates (the Debtors) objected to the State Tax Division's proofs of claim for unpaid taxes. The bankruptcy plan was confirmed and the State Tax Division's claim is being paid over the life of the plan.
Tax, Revenue, Court of Claims, and Transportation	Willems, John	TAX-21-0017	20-14692	Bankruptcy Court-US PAED	In Re: Camp Rim Rock, LLC	Camp Rim Rock, LLC filed Chapter 11 Bankruptcy on December 9, 2020, in the Eastern District of Pennsylvania. The company's Chapter 11 plan was confirmed by the Bankruptcy Court on July 29, 2022, and the State Tax Division's claims filed in the case will be paid over the course of the plan. The old case was terminated on December 9, 2023, and now another Chapter 11 case has been filed.
Tax, Revenue, Court of Claims, and Transportation	Willems, John	TAX-20-0033	20-C-282	Circuit Court Kanawha County	Harold Ward, Director of Division of Mining and Reclamation v. ERP Environmental Fund, Inc.	The Director of the West Virginia Division of Mining and Reclamation filed a civil suit against ERP Environmental Fund regarding a particular coal mine it owns in West Virginia. The State Tax Division has low-priority liens against ERP Environmental Funds and seeks to ensure its tax liens remain intact.
Tax, Revenue, Court of Claims, and Transportation	Willems, John	TAX-23-0056	23-C-262	Circuit Court Raleigh County	WV Department of Transportation/Division of Highways v. Lawrence Homes, Inc.	WV Department of Transportation/Division of Highways filed a Petition to Condemn Land for Public Use, Notice of Right of Entry Hearing, and Motion for Immediate Entry. The State Tax Division was named as a lienholder to the property. On September 24, 2024, the circuit court entered a final order vesting title in the Department of Transportation and dismissing the case.
Tax, Revenue, Court of Claims, and Transportation	Willems, John	TAX-24-0016	23-C-431	Circuit Court Cabell County	Amanda McClellan v. WV State Tax Division	Amanda McClelland is Executrix of the Estate of John Burton Caldwell. She is petitioning the court for authority to sell the decedent's real estate. The WV State Tax Division filed its answer on August 13, 2024, and received the appraisal of 223 Fudges Creek Road, Ona, WV 25545 on September 16, 2024.
Tax, Revenue, Court of Claims, and Transportation	Willems, John	TAX-23-0086	23-C-76	Circuit Court Wayne County	Eugenia Carol McCoy v. Walter Vincent Agee, Jr., MyCuMortgage, LLC, and WV State Tax Department	The Plaintiff has filed a petition for the partition of real property on which the State Tax Division has a lien. On February 1, 2024, the State Tax Division filed an answer stating that it did not oppose the substantive relief requested as long as its lien priority was protected.
Tax, Revenue, Court of Claims, and Transportation	Willems, John	TAX-24-0105	24-C-1083	Circuit Court Kanawha County	Terrace Park East Homeowners Association v. Michael A. Matthews, et al.	Terrace Park East Homeowners Association filed a complaint for outstanding and unpaid assessments due and owing and is requesting a Commissioner to oversee the judicial sale.
Tax, Revenue, Court of Claims, and Transportation	Willems, John	TAX-24-0091	24-C-198	Circuit Court Harrison County	Am Pride v. TGC LLC, et al.	American Pride Properties, LLC filed a Petition for Quiet Title and Eviction on a piece of property in Harrison County. WV State Tax Division's answer was filed September 6, 2024, stating that it did not oppose the relief requested but seeking to be dismissed because it does not have an interest in the property.

Division	Attorney	AG Case No.	Docket No.	Forum	Case Name	Description
Tax, Revenue, Court of Claims, and Transportation	Willems, John	TAX-24-0093	24-ICA-211	Intermediate Court of Appeals – WV	William Harvey Archibald v. WV Adjutant General's Office	Mr. Archibald filed an appeal regarding the West Virginia Public Employees Grievance Board's decision on the grievance he filed alleging his immediate supervisors harassed him and were seeking to have him terminated regarding a workplace investigation in 2021 and 2022. The Grievance Board dismissed for lack of jurisdiction and Mr. Archibald appealed to the WV Intermediate Court of Appeals.
Tax, Revenue, Court of Claims, and Transportation	Willems, John	TAX-24-0097	24-P-233	Circuit Court Monongalia County	Huntington National Bank v. Ann Elizabeth Shafer, et al.	Huntington National filed a Petition for Judicial Foreclosure Sale and Appointment of Special Commissioner due to default in payment under the terms of a deed of trust. The State Tax Division was named as a potential lienholder. The State Tax Division moved to dismiss on September 17, 2024, for lack of presuit notice.
Tax, Revenue, Court of Claims, and Transportation	Willems, John	TAX-20-0045	6:19-bk-06589	Bankruptcy Court-US FLMD	In Re: Via Airlines, Inc.	Via Airlines has a pending bankruptcy in Florida. The Auditor's Office has filed a claim against Via Airlines for unpaid public utility taxes. The plan was confirmed and proposed to pay priority tax claims in full. The Debtor agreed to pay the taxes due according to the court's order and this case was terminated in March 2024.

OUTSIDE COUNSEL

**ANNUAL REPORT
TO
THE GOVERNOR, SENATE PRESIDENT AND
HOUSE OF DELEGATES SPEAKER
November 1, 2024**

Pursuant to W.Va. Code § 5-3-4(a)(2), the following cases have outside counsel appointed and are subject to a contingency fee arrangement.

Division	Attorney	Docket No.	Forum	Case Name	Outside Counsel Retained	Amount of Recovery
Consumer Protection & Antitrust	Sizemore, Vaughn	12-C-122	Circuit Court Mason County	SER Patrick Morrissey v. Intersections Insurance Services, Inc.	Troy N. Giatras of The Giatras Law Firm, PLLC and Jesse Forbes of Forbes Law Office, PLLC	None to date.
Consumer Protection & Antitrust	Sizemore, Vaughn	12-C-123	Circuit Court Mason County	SER Patrick Morrissey v. Center Partners, Inc.	Troy N. Giatras of The Giatras Law Firm, PLLC and Jesse Forbes of Forbes Law Office, PLLC	None to date.
Consumer Protection & Antitrust	Sizemore, Vaughn	12-C-124	Circuit Court Mason County	SER Patrick Morrissey v. Sitel Corporation	Troy N. Giatras of The Giatras Law Firm, PLLC and Jesse Forbes of Forbes Law Office, PLLC	None to date.
Consumer Protection & Antitrust	Sizemore, Vaughn	12-C-125	Circuit Court Mason County	SER Patrick Morrissey v. Sykes Enterprises, Inc.	Troy N. Giatras of The Giatras Law Firm, PLLC and Jesse Forbes of Forbes Law Office, PLLC	None to date.
Consumer Protection & Antitrust	Sizemore, Vaughn	12-C-126	Circuit Court Mason County	SER Patrick Morrissey v. Stonebridge Life Insurance	Troy N. Giatras of The Giatras Law Firm, PLLC and Jesse Forbes of Forbes Law Office, PLLC	None to date.
Consumer Protection & Antitrust	Sizemore, Vaughn	13-C-1	Circuit Court Mason County	SER Patrick Morrissey, Attorney General v. Pfizer, Inc., et al.	Troy N. Giatras of The Giatras Law Firm, PLLC	None to date.
Main Office	Sizemore, Vaughn	03-C-109	Circuit Court Lincoln County	SER Patrick Morrissey v. Minnesota Mining and Manufacturing Co., Mine Safety Appliances Co., and American Optical Corp.	Robert M. Bastress III of DiPiero Simmons McGinley & Bastress, PLLC	None to date.