WEST VIRGINIA CODE: §51-11-4

§51-11-4. Jurisdiction; limitations.

- (a) The Intermediate Court of Appeals has no original jurisdiction.
- (b) Unless specifically provided otherwise in this article, appeals of the following matters shall be made to the Intermediate Court of Appeals, which has appellate jurisdiction over such matters:
- (1) Final judgments or orders of a circuit court in all civil cases, including, but not limited to, those in which there is a request for legal or equitable relief, entered after June 30, 2022: *Provided*, That the Supreme Court of Appeals may, on its own accord, obtain jurisdiction over any civil case filed in the Intermediate Court of Appeals;
- (2) Final judgments or orders of a family court, entered after June 30, 2022, except for final judgments or final orders issued by a family court in any domestic violence proceeding pursuant to W. Va. Code §48-27-1 *et seq.* of this code, which appeals shall first be made to a circuit court;
- (3) Final judgments or orders of a circuit court concerning guardianship or conservatorship matters entered after June 30, 2022, pursuant to §44A-1-1 *et seq.* of this code;
- (4) Final judgments, orders, or decisions of an agency or an administrative law judge entered after June 30, 2022, heretofore appealable to the Circuit Court of Kanawha County pursuant to §29A-5-4 or any other provision of this code;
- (5) Final orders or decisions of the Health Care Authority issued prior to June 30, 2022, in a certificate of need review, but transferred to the jurisdiction of the Intermediate Court of Appeals upon termination of the Office of Judges pursuant to §16-2D-16a of this code;
- (6) Final orders or decisions issued by the Office of Judges after June 30, 2022, and prior to its termination, as provided in §16-2D-16 and §23-5-8a of this code; and
- (7) Final orders or decisions of the Workers' Compensation Board of Review pursuant to §23-5-1 *et seq.* of this code, entered after June 30, 2022.
- (c) In appeals properly filed pursuant to subsection (b) of this section, the parties shall be afforded a full and meaningful review on the record of the lower tribunal and an opportunity to be heard.
- (d) The Intermediate Court of Appeals does not have appellate jurisdiction over the following matters:
- (1) Judgments or final orders issued in any criminal proceeding in this state: Provided, That

if the West Virginia Supreme Court of Appeals should adopt a policy of discretionary review of criminal appeals, then the Intermediate Court of Appeals shall have appellate jurisdiction of such judgments or final orders;

- (2) Judgments or final orders issued in any juvenile proceeding pursuant to §49-4-701 *et seq.* of this code;
- (3) Judgments or final orders issued in child abuse and neglect proceedings pursuant to §49-4-601 *et seq.* of this code;
- (4) Orders of commitment, issued pursuant to §27-5-1 et seq. of this code;
- (5) Any proceedings of the Lawyer Disciplinary Board;
- (6) Any proceedings of the Judicial Investigation Commission;
- (7) Final decisions of the Public Service Commission, issued pursuant to §24-5-1 of this code;
- (8) Interlocutory appeals;
- (9) Certified questions of law;
- (10) Judgments or final orders issued in proceedings where the relief sought is one or more of the following extraordinary remedies: writ of prohibition, writ of mandamus, writ of quo warranto, writ of certiorari, writ of habeas corpus, special receivers, arrests in civil cases, and personal safety orders; and
- (11) Judgments or final orders issued by circuit court upon its review of a family court judgment or final order in any domestic violence proceeding pursuant to \$48-27-101 et seq. of this code.