

WEST VIRGINIA CODE: §53-8-9

§53-8-9. Appeals.

- (a) If a magistrate grants or denies relief under a petition filed under this article, a respondent or a petitioner may appeal to the circuit court for the county where the magistrate court is located.
- (b) An appeal taken under this section shall be heard *de novo* in the circuit court.
- (c) (1) If an appeal is filed under this section, the magistrate court judgment shall remain in effect until superseded by a judgment of the circuit court; and
- (2) Unless the circuit court orders otherwise, modification or enforcement of the magistrate court order shall be by the magistrate court.