

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1973

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ENROLLED

HOUSE BILL No. 1015

(By Mr. Polen.....)

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PASSED MARCH 22, 1973

In Effect AUGUST 1, 1973 Passage



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FILED IN THE OFFICE
OF
REGAT F. REIDKELL III
SECRETARY OF STATE
THIS DATE 3-30-73

1015

ENROLLED

House Bill No. 1015

(By MR. POLEN)

[Passed March 22, 1973; in effect August 1, 1973]

AN ACT to amend and reenact section ten, chapter thirty-six, acts of the Legislature, regular session, one thousand nine hundred sixty-four, relating to the term of court of the common pleas court of Marshall County.

Be it enacted by the Legislature of West Virginia:

That section ten, chapter thirty-six, acts of the Legislature, regular session, one thousand nine hundred sixty-four, be amended and reenacted to read as follows:

MARSHALL COUNTY COMMON PLEAS COURT.

§10. Terms of court; maturity of causes; procedure.

1 For the purpose of maturing, docketing, hearing and deter-
2 mining all causes, matters, proceedings and suits properly
3 determinable in said court there shall be regularly continued
4 and held three terms of court each year, beginning on the
5 second Monday in January, May and September. Special
6 and adjourned terms of said court may be called and held
7 whenever, in the discretion of the judge of said court, public
8 interest requires such special or adjourned terms. The judge
9 of said court shall have like jurisdiction and authority in
10 vacation of said court to make and enter such proper orders
11 in any cause, matter, proceeding or suit pending in said court
12 as the judge of the circuit court has under the laws of the state.
13 The mode of procedure in causes instituted in said court shall

14 be the same as that prescribed for the circuit court in similar
15 causes. The court is authorized and empowered to appoint
16 such additional officers, divorce commissioners, commissioners,
17 special commissioners, jury commissioners and such clerical
18 and secretarial assistants as shall enable said court to discharge
19 all the duties required of it under the provision of this act
20 and the general laws of the state. Such appointments shall
21 be made by the judge and the appointees shall serve during
22 the pleasure of the judge.

23 The judge of said court shall have power to make and
24 promulgate such rules for the transaction of the business of the
25 court as may be necessary: *Provided*, That all such rules shall
26 be in conformity with the laws of the state of West Virginia
27 and with any rules promulgated by the supreme court of
28 appeals of this state, and such rules shall be filed in the office
29 of the clerk of said supreme court of appeals.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

H. Darrel Darby
Chairman Senate Committee

Clarence C. Churchman
Chairman House Committee

Originated in the House.

Takes effect August 1, 1973.

Howard B. Carson
Clerk of the Senate

Clarence C. Churchman
Clerk of the House of Delegates

H. B. Brotherton Jr.
President of the Senate

Levin H. D. Mann
Speaker House of Delegates

The within approved this the 30th
March, 1973.
day of _____

Arch A. Phares Jr.
Governor



PRESENTED TO THE
GOVERNOR

Date 3/28/73

Time 2:07 p.m.