Juvenile Delinquency Law

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have unreasonably created or increased the risk of injury to the tenant from the criminal activity of a third party.662

VIII. JUVENILE DELINQUENCY LAW

A. Restitution

Justice McHugh held in State v. M.D.J.663 that

[a] trial judge may order restitution as part of a “program of treatment or therapy” designed to aid in the rehabilitation of the child in a juvenile case when probation is granted under W.Va. Code, 49-5-13 [1978]. Such order, however, must be reasonable in its terms and within the child’s ability to perform.664

B. Substance Abuse


IX. LAWYER DISCIPLINARY LAW

A. West Virginia Supreme Court of Appeals Authority to Regulate the Practice of Law

Justice McHugh commented upon the West Virginia Supreme Court of Appeals’ authority to regulate the practice of law in Committee on Legal Ethics of West Virginia State Bar v. Ikner.667 The court held:

Under the authority of the Supreme Court of Appeal’s inherent power to supervise, regulate and control the practice of law in this State, the Supreme Court of Appeals may suspend the license of a lawyer or may order such other actions as it deems appropriate, after providing the lawyer with notice and an opportunity to be

662 Id. at Syl. Pt. 6.
663 289 S.E.2d 191 (W. Va. 1982).
664 Id. at Syl.
666 Id. at Syl.