

FILED: March 18, 2026

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 25-1294
(2:23-cv-00621)

ALBERT WILLIAM LACY

Plaintiff - Appellant

v.

MARK E. TAYLOR, CEO, CKHA; TAMMIE ROBERTS, Return to Work Specialists, Brickstreet Mutual Ins. Co.; CLARK D. ADKINS, M.D. West Virginia Ortho Neuro; KIM CASEY, H.R. Coordinator, CKHA; RENEE PERSINGER, Senior Claim Administrator, Encova Insurance Company; ANDREW MILLER, Record Transcriber, CAMC; NICK CASEY, Judge, Chairman of West Virginia Workers Compensation Review Board; BETH SUTTER, Clerk, West Virginia Workers Compensation Review Board

Defendants - Appellees

M A N D A T E

The judgment of this court, entered January 28, 2026, takes effect today.

This constitutes the formal mandate of this court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure.

/s/Nwamaka Anowi, Clerk

UNPUBLISHEDUNITED STATES COURT OF APPEALS
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No. 25-1294

ALBERT WILLIAM LACY,

Plaintiff - Appellant,

v.

MARK E. TAYLOR, CEO, CKHA; TAMMIE ROBERTS, Return to Work Specialists, Brickstreet Mutual Ins. Co.; CLARK D. ADKINS, M.D. West Virginia Ortho Neuro; KIM CASEY, H.R. Coordinator, CKHA; RENEE PERSINGER, Senior Claim Administrator, Encova Insurance Company; ANDREW MILLER, Record Transcriber, CAMC; NICK CASEY, Judge, Chairman of West Virginia Workers Compensation Review Board; BETH SUTTER, Clerk, West Virginia Workers Compensation Review Board,

Defendants - Appellees.

Appeal from the United States District Court for the Southern District of West Virginia, at Charleston. Frank W. Volk, Chief District Judge. (2:23-cv-00621)

Submitted: January 22, 2026

Decided: January 28, 2026

Before AGEE, RICHARDSON, and HEYTENS, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Albert William Lacy, Appellant Pro Se. Mark Curtis Dean, STEPTOE & JOHNSON PLLC, Charleston, West Virginia; Hawthorne Dill Battle, III, Charleston, West Virginia, Kelsie Anne Wiltse, SPILMAN, THOMAS & BATTLE, PLLC, Winston-Salem, North

Carolina; Thomas John Hurney, Jr., Charleston, West Virginia, Colton John Koontz, JACKSON KELLY PLLC, Morgantown, West Virginia, for Appellees.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Albert William Lacy appeals from the district court's order dismissing his 42 U.S.C. § 1983 complaint without prejudice. The district court determined that it lacked subject matter jurisdiction because: (1) the case lacked complete diversity; (2) Defendants Casey and Sutter had absolute judicial immunity; (3) the remaining defendants were not acting under color of law; (4) the core of Lacy's claims pertain to state law; and (5) the *Rooker-Feldman** doctrine barred any attempt to relitigate an unfavorable state court determination. We have reviewed the record and find no reversible error. Accordingly, we deny Lacy's motion to schedule oral argument and affirm the district court's order. *Lacy v. Taylor*, No. 2:23-cv-00621 (S.D. W. Va. Mar. 21, 2025). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

AFFIRMED

* *Rooker v. Fid. Tr. Co.*, 263 U.S. 413 (1923); *D.C. Ct. App. v. Feldman*, 460 U.S. 462 (1983).

FILED: March 10, 2026

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FOR THE FOURTH CIRCUIT

No. 25-1294
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ALBERT WILLIAM LACY

Plaintiff - Appellant

v.

MARK E. TAYLOR, CEO, CKHA; TAMMIE ROBERTS, Return to Work Specialists, Brickstreet Mutual Ins. Co.; CLARK D. ADKINS, M.D. West Virginia Ortho Neuro; KIM CASEY, H.R. Coordinator, CKHA; RENEE PERSINGER, Senior Claim Administrator, Encova Insurance Company; ANDREW MILLER, Record Transcriber, CAMC; NICK CASEY, Judge, Chairman of West Virginia Workers Compensation Review Board; BETH SUTTER, Clerk, West Virginia Workers Compensation Review Board

Defendants - Appellees

ORDER

The petition for rehearing en banc was circulated to the full court. No judge requested a poll under Fed. R. App. P. 40. The court denies the petition for rehearing en banc.

For the Court

/s/ Nwamaka Anowi, Clerk

