

# Brooks v. City of Huntington

Our team won a 2011 jury trial for 40 Huntington residents whose homes and properties were flooded by a municipal stormwater control system; the total recovery exceeded \$1 million. When the city's system again caused flood damages, we sued again in 2012, and, after another jury trial, obtained a second million-dollar judgment.

In 2014, the firm won an appeal at the West Virginia Supreme Court when the court ruled that monetary damages awarded to homeowners and cut by the judge be restored. This decision altered the measure of damage for real property loss that had been in place for more than 40 years and provided that a homeowner could recover both the cost to repair damage and diminution of value damages.

## Attorneys

John W. Barrett

Jonathan R. Marshall

## Practice Areas

Appellate and Supreme Court Practice

Product Liability