

Stephen R. Brooks

Member



Service Areas

- Medical Negligence Defense Litigation
- Commercial and Banking Litigation
- Education Law
- General Corporate Law
- Employment Law

Education

- J.D., West Virginia University College of Law (1975)
- B.S., West Virginia University School of Pharmacy (1971)

Court Admissions

- United States Court of Appeals for the Fourth Circuit
- United States District Courts for the Northern and Southern Districts of West Virginia
- Supreme Court of Appeals of West Virginia
- All West Virginia Circuit Courts

Selected Reported Cases

- State of West Virginia ex rel. Dr. Todd Tallman, M.D., v. The Honorable Susan B. Tucker, Judge of the Circuit Court of Monongalia County, et al. (W. Va. 2015).
- Landis v. Hearthmark, 750 S.E.2d 280 (W.Va. 2013)
- MacDonald v. City Hosp., Inc., 715 S.E.2d 405 (2011)
- Karpacs-Brown v. Murthy, 224 W. Va. 516 (2009)
- Macek v. Jones, 222 W. Va. 702 (2008)
- State ex rel. W. Va. Nat• I Auto Ins. Co. v. Bedell, 223 W. Va. 222 (2008)
- Jones v. W. Va. State Bd. of Educ., 218 W. Va. 52 (2005)
- Arbogast v. Mid-Ohio Valley Med. Corp., 214 W. Va. 356 (2003)
- Board of Education of County of Taylor v. Board of Education of County of Marion, 213 W.Va. 182, 578 S.E.2d 376 (2003)

- CB&T Operations Co. v. Tax Comm• r of W. Va., 211 W. Va. 198 (2002)
- Matheny v. Fairmont Gen. Hosp., 212 W. Va. 740 (2002)
- Withrow v. West Virginia University Hospitals, Inc., 213 W.Va. 48, 576 S.E.2d 527 (2002)
- Moats v. Preston County Comm• n, 206 W. Va. 8 (1999)
- Harry v. Marion County Bd. of Educ., 203 W. Va. 64 (1998)
- West Virginia Human Rights Comm• n v. Wilson Estates Inc., 202 W. VA. 152 (1998)
- Kincell v. Superintendent of Marion County Sch., 201 W. Va. 640 (1997)
- Bayerle v. Bucklew, 1996 U.S. App. LEXIS 5849 (4th Cir. 1996)
- Stalnaker v. Only One Dollar, 188 W. Va. 744 (1992)
- Chapple v. Fairmont Gen. Hosp., 181 W. Va. 755 (1989)
- Heston v. Marion County Parks & Recreation Comm• n, 181 W. Va. 138 (1989)
- Pitrolo v. Community Bank & Trust, N.A., 171 W. Va. 317 (1982)
- Community Bank & Trust, N. A. v. Keyser, 168 W. Va. 650 (1981)
- Equitable Gas Co. v. Kincaid, 168 W. Va. 646 (1981)
- Floyd v. Equitable Life Assurance Soc• y, 164 W. Va. 661 (1980)

Professional Involvement

- Master of the Bench, The William Blackstone American Inn of Court, Wheeling
- West Virginia State Bar
 - Law and Medicine Committee
 - Continuing Legal Education Committee
- Marion County Bar Association (Past President)
- Monongalia County Bar Association
- American Bar Association
- Defense Research Institute, Inc.
- Defense Trial Counsel of West Virginia (Past Director)
- West Virginia Board of Law Examiners
 - Grader of Multi-state Essay Examinations

Community Involvement

- Marion County Board of Health (Past President)
- Visiting Committee, WVU School of Nursing
- Fairmont State College Board of Governors (Past Chairman)
- MVB Financial Corp. (Chairman of the Board and Director)
- Fairmont Industrial and Credit Corporation (Past Chairman)

- Fairmont State College Foundation, Inc. (Past Chairman)
- Marion County Chamber of Commerce (Past Chairman)
- Fairmont General Hospital Foundation, Inc. (Past Chairman)
- Board of Governors, Fairmont Field Club (Past President)
- Family Service of Marion and Harrison Counties, Inc. (Past President and Director)
- Rotary Club of Cheat Lake (Past President)
- Masquers Historic Costume Collection, Fairmont State College (Advisory Board)
- Alpha Psi Omega, National Honorary Dramatic Fraternity

Awards & Honors

- AV Preeminent® Peer-Review Rated by Martindale-Hubble®
- Listed, *The Best Lawyers in America*®, 2008 - 2019
 - 2017 – Lawyer of the Year – Morgantown, WV – Medical Malpractice Law – Defendants
 - 2012 – Lawyer of the Year – Morgantown, WV – Medical Malpractice Law – Defendants
 - 2014 – Lawyer of the Year – Morgantown, WV – Personal Injury Litigation – Defendants
- Listed, West Virginia Super Lawyers, 2010 – 2018

Teaching & Lecturing

- Moderator, National Business Institute seminar, What Civil Court Judges Want You to Know (2012)
- Speaker, National Business Institute seminar, Evidence and Expert Testimony Best Practices
- Speaker and Panelist, National Business Institute seminar, Medical Malpractice from A to Z
- Speaker, WVU Mountaineer CLE Seminar Series, Evidence and the Empty Chair
- Speaker, West Virginia Mutual Insurance Company CME Series, The Medical Recal: A Witness that Never Lies and Never Dies
- Speaker, Professional Education Systems, West Virginia Evidence Workshop, Morgantown, West Virginia (2002, 2003)
- Speaker, West Virginia University Hospitals, Peri-Anesthesia Care Nursing: An Issues Forum III and IV, Morgantown, West Virginia (2001, 2002)
- West Virginia University and Fairmont State College – Frequent guest lecturer, speaker and panelist at various classes for undergraduate and graduate students

Writings & Publications

- Exalting Form over Substance – Removal Procedures and Multi-Defendant Litigation, Defense Trial Counsel of West Virginia Seminar Notebook, Stephen R. Brooks and Heather K. LaFollette (1997)
- Trial Advocacy in West Virginia, National Business Institute, Inc. seminar presentation (1992)

- Using Adverse Expert's Qualifications Against Him, Defense Trial Counsel of West Virginia Seminar Notebook (1991)
- Pharmaceuticals and the Law, Defense Trial Counsel of West Virginia Seminar Notebook (1984)
- Torts – Invitees, Licensees, Trespassers – A Trend Towards Abolishing Classifications of Entrants, 76 W. Va. Law Review 202 (1974)
- Corporations – A Survey of Pending West Virginia Corporation Act, 77 W. Va. Law Review 50 (1974)
- Managing Editor, Volume 77, West Virginia Law Review