

35488

B. Hamstead

**IN THE CIRCUIT COURT FOR JEFFERSON COUNTY,
WEST VIRGINIA**

Michael J. O'Dell

*

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RECEIVED

JUL 20 2009

~~JEFFERSON COUNTY~~
CIRCUIT COURT

vs

No.: 08-C-366

Robert Stegall

and

Virginia Stegall

*

**ORDER
FOR THE ENTRY OF JUDGMENT**
(In Favor of the Plaintiff against the Defendants, Robert and
Virginia Stegall Based Upon the Jury's Verdict
of 11 June 2009)

This matter comes before the Court upon the jury's verdict of Thursday the 11th of
June 2009 in favor of the plaintiff, Michael J O'Dell against the defendants, Robert and
Virginia Stegall A copy of the jury's Verdict Form is attached and incorporated by
reference See also West Virginia Rules of Civil Procedure, Rules 54 (b) and 58

Upon consideration of the foregoing it is this 20th day of July, 2009.

ORDERED, that the plaintiff has established the existence of a prescriptive easement in the vicinity of his residence located at 77 Old Lectown Pike, Kearneysville Jefferson County, West Virginia; and it is further,

ORDERED, that a judgment of compensatory damages in favor of the plaintiff against the defendants in the amount of \$5,300.00 is entered; and it is further,

ORDERED, that the compensatory damages shall bear pre-judgment interest from the 20th of April 2009;

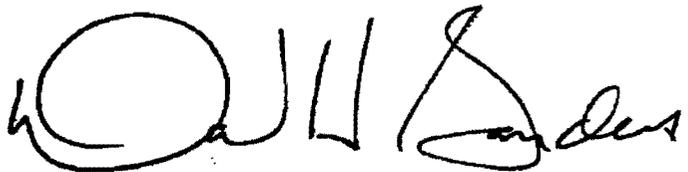
ORDERED, that a judgment of punitive damages in favor of the plaintiff against the defendants in the amount of \$4,700 00 is entered; and it is further,

ORDERED, that the punitive judgment shall bear interest at the post-judgment rate of interest of 7% per annum until the same is fully paid;

3 cc's

W. Becker
B. Hamstead
S. Byrum

7-01-09 Date: 7/20/09
bc



Judge David H. Sanders,
Circuit Court for Jefferson County,
West Virginia

cc: William Francis Xavier Becker
Attorney for Michael O'Dell
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A TRUE COPY
ATTEST:

LAURA E. RATTENNI
CLERK, CIRCUIT COURT
JEFFERSON COUNTY, W.VA.

BY Becky Clark
DEPUTY CLERK