

13-1083

IN THE CIRCUIT COURT OF WAYNE COUNTY, WEST VIRGINIA

JENNIE BROOKS; MARY ADKINS  
WALTER BOYLE and VAUGHNA BOYLE;  
BRIAN BRADLEY and EVANGELINE BRADLEY;  
DALE CAMPBELL and JAMIE CAMPBELL;  
JONATHAN ESTEP and JULIE ESTEP;  
ROY GWILLIAMS and BETTY GWILLIAMS;  
SARA JAROS; JOHN JONES and KAREN JONES;  
DONZIE KAYLOR; ROGER KAYLOR;  
JAMES KUHN and MINDY KUHN;  
ROBERT MCCLOUD and MELISSA MCCLOUD;  
DAN MCGLONE and JUNE MCGLONE;  
DON NAPIER; SHERRI NAPIER; DAVID STAMPER;  
BERNIE THOMPSON and NANCY THOMPSON;  
and THOMAS WELLMAN,

ENTERED  
AUG 29 2013  
CIVIL ORDER  
BOOK 121 PAGE 309

Plaintiffs,

CITY OF HUNTINGTON, a West Virginia  
Municipal Corporation,

CIVIL ACTION NO.: 11-C-125  
HONORABLE DARRELL PRATT

Defendant.

**ORDER DENYING DEFENDANT'S MOTION FOR NEW TRIAL AND  
GRANTING DEFENDANT'S MOTION FOR REMITTITUR**

On March 7, 2013, the Defendant, CITY OF HUNTINGTON, filed a Motion for New Trial and/or Motion for Remittitur. On August 5, 2013, this Court entered an order taking under advisement the Defendant's Motion for Remittitur as to the cost to raising the homes owned by: MARY ADKINS, WALTER and VAUGHNA BOYLE, JEANNIE BROOKS, SARA JAROS, DONZIE KAYLOR, BERNIE and NANCY THOMPSON, and THOMAS WELLMAN.

This Court does hereby FIND the cost of raising the homes of Plaintiffs is a repair and is not an improvement. Therefore, the Defendant's Motion for New Trial is DENIED.

BOOK 121  
PAGE 309

