

**CURRICULUM VITAE
JOHN WATSON COOPER**

PERSONAL INFORMATION:

Date of Birth: September 30, 1945
Place of Birth: Charleston, West Virginia
Current Address: P. O. Box 504, Davis, (Canaan Valley), West Virginia 26260
Marital Status: Married to Thisbe Marie Davisson (Cooper)
Children: Christopher W. Cooper
Joseph T. Cooper

EDUCATION:

High School: South Charleston High School, South Charleston, West Virginia, graduated, 1963
College: Wake Forest University, B.A. Pol. Science - June, 1967
Law School: West Virginia University College of Law, J.D. - May, 1970
(Member, West Virginia Law Review 1968-1970)

ADMITTED TO PRACTICE LAW:

West Virginia Supreme Court of Appeals - May, 1970
United States District Court for Southern & Northern Districts of West Virginia - 1970
4th Circuit Court of Appeals - circa, 1971
D.C. Circuit Court of Appeals - September, 1975
United States Supreme Court - July, 1974

EMPLOYMENT HISTORY:

O.E.O. Legal Aid Office - Wheeling, West Virginia - staff attorney, May, 1970, through July 31, 1970
Pinsky, Mahan, Barnes, Watson, Cuomo & Hinerman - Wellsburg and Weirton, West Virginia - August, 1970, to July 31, 1981; partner, 1973-81; general law practice with emphasis in personal injury litigation
Prosecuting Attorney for Brooke County, West Virginia, Wellsburg, West Virginia - January 1, 1977, to December 31, 1980
Special Assistant Attorney General for West Virginia representing West Virginia Board of Pharmacy - mid 1970's
Law Offices of John W. Cooper, Parsons, West Virginia - August 1, 1981, to January 1, 1988; private law practice
Cooper & Preston, Parsons, West Virginia - January 1, 1988, to January 1, 2002; private law practice with emphasis in litigation
Cooper, Preston & Douglas, PLLC, Parsons, West Virginia - January 1, 2002 to December 31, 2005 ; partner/member, private law practice with emphasis in litigation
Cooper & Preston, Parsons, West Virginia - 2006 to present; partner/member; private law practice with emphasis in litigation

PROFESSIONAL ACTIVITIES:

Private Practice in State & Federal Courts in West Virginia 1970-present
Mediator - State and Federal Courts in West Virginia, 1987-present
West Virginia State Bar, State Chairman, Young Lawyers Section, 1978-79; Secretary, 1977-78
West Virginia State Bar Disciplinary Board (July 1, 2010, to June 30, 2016) Chairman, 2014-2015, (previously served on predecessor disciplinary committee - Committee on Legal Ethics (1986-92);
Member, West Virginia State Bar, Judicial Selection Committee, 2005-2007
Member, Governor's Commission on Willow Island Disaster, 1978-79
Mental Hygiene Commissioner - 21st Judicial Circuit of West Virginia
Advisor, ATLA trial team, West Virginia University College of Law, 1998-2000

PROFESSIONAL ORGANIZATIONS:

West Virginia State Bar
West Virginia Association of Justice, 1981 to present; Board of Governors, 1998 to present; Executive Committee, 1999 (previously *sub nom*, West Virginia Trial Lawyers Association
Member, American Board of Trial Advocates, 1995 to present; Chairman, West Virginia Chapter, 1998 to 2000
Fellow, American College of Trial Lawyers, 2000 to present; Chair, State Committee, 2006-2007; Vice-chair, 2005-2006
American Bar Association
American Association of Justice (previously *sub nom*, Association of Trial Lawyers of America
Fellow, West Virginia State Bar Foundation
West Virginia Bar Association
National Association of District Attorneys (former member)
Campaign for Legal Aid of West Virginia, (State Co-Chair 2009-2011)

RELIGIOUS AFFILIATION:

Evangelical Lutheran Church of America (St. John's Davis)

PUBLIC ACTIVITIES:

Blackwater River Watershed Association
Tucker County Senior Citizens, Inc., Board (former board member)
Tucker Community Endowment Foundation (former board member)
National Bank of Davis, former board member; former lawyer
Chairman, American Heart Association, Brooke County Chapter, 1978-80
EMT, Tucker County Emergency Squad, 1983-84
Member, Canaan Valley Volunteer Fire Department, 1983-92

Member, Davis Volunteer Fire Department, 1982
Chairman, Tucker County Development Authority, 1984-86
Chairman, Tucker County Democratic Executive Committee
Counsel, Canaan Valley Public Service District

PRESENTER AT PROFESSIONAL SEMINARS:

West Virginia College of Law
West Virginia State Bar Continuing Legal Education
West Virginia Trial Lawyers Association; West Virginia Association for Justice
West Virginia Probation Officers Association
Basic Mediation Training Seminar W.Va. State Bar CLE (2016)

**REPORTED DECISIONS IN APPELLATE COURTS and PUBLISHED OPINIONS
IN FEDERAL CASES:**

Teets v. Miller, 788 S.E.2d 1 (W.Va. S.Ct. 2016)
Morris v. Crown Equipment Corporation, _____ W.Va. _____, 633 S.E.2d 292 (2006)
Monongahela Power Company v. Chief, Office of Water Resources Division, DEP,
211 W.Va. 619, 567 S.E.2d 629, (2002) [amicus curiae]
Myles Lumber Co. v. CNA Financial Corp., 233 F.3d 821 (4th Cir. W.Va. 2000)
Wilt v. State Automobile Mutual Ins. Co., 203 F.3d 825, 2000 WL 33174, Unpublished
Opinion, (4th Cir. W.Va. 2000)
Lipscomb v. Tucker County Commission, 206 W.Va. 627, 527 S.E.2d 171 (1999)
Jeffrey v. West Virginia Department of Public Safety, Division of Corrections, 204 W.Va.
41, 511 S.E.2d 152 (1998)
Wilt v. State Auto. Mut. Ins. Co., 203 W.Va. 165, 506 S.E.2d 608 (1998)
Cox v. State, 194 W.Va. 210, 460 S.E.2d 25 (1995)
U.S. v. Bennett, 984 F.2d 597 (4th Cir. W.Va.1993)
U.S. v. Hershberger, 972 F.2d 343, Unpublished Opinion (4th Cir. W.Va.1992)
Stone v. Hechler, 782 F.Supp. 1116 (N.D.W.Va.1992)
Arnold v. Turek, 185 W.Va. 400, 407 S.E.2d 706 (1991)
Eagle Mfg. Co. v. Ashland Oil, Inc., 180 W.Va. 53, 375 S.E.2d 417 (1998)
U.S. v. Schell, 775 F.2d 559 (4th Cir. W.Va.1985)
Latimer v. Mechling, 171 W.Va. 729, 301 S.E.2d 819 (1983)
Baker v. U.S. Dept. of Interior Bd. of Mine Operations Appeals, 595 F.2d 746 (D.C. Cir.
1978)
Consolidation Coal Co. v. International Union, United Mine Workers of America,
537 F.2d 1226 (4th Cir. W.Va. 1976)
Windsor Power House Coal Co. v. District 6 United Mine Workers of America,
530 F.2d 312 (4th Cir. W.Va. 1976)
Local Union No. 1638, United Mine Workers of America v. Consolidation Coal Co.
396 F.Supp. 971 (N. Dist. W.Va. 1975)
Long v. City of Weirton, 158 W.Va. 741, 214 S.E.2d 832 (1975)
U.S. v. Truglio, 493 F.2d 574 (4th Cir. W.Va. 1974)

CASES IN WHICH SERVED AS AN EXPERT WITNESS

1. **OAK CASUALTY INSURANCE COMPANY As Subrogee of STEPHEN and VERONICA CLEMENS vs. STEPHANIE LEE BERREY - CIRCUIT COURT OF RANDOLPH COUNTY, WV - CIVIL ACTION NO. 97-C-78**, by deposition and at trial. Counsel for Plaintiff - Kay Fuller and Dale Buck. Counsel for Defendant - Cynthia S. Gustke. Called as an expert on behalf of Defendant. Insurance bad faith claim. Deposition given June 25, 1999. Also, I believe I testified at trial, but I am not certain.

2. **BONITA C. BONAR vs. ALLSTATE INSURANCE COMPANY, CIRCUIT COURT OF OHIO COUNTY, WV, WHEELING, WV - CIVIL ACTION NO. 93-C-631**, by deposition. Counsel for Plaintiff - James Bordas. Counsel for Defendant - Douglas Rockwell. Called as an expert on behalf of Plaintiff. Insurance bad faith claim. Deposition given on May 4, 2000.

3. **MOUNTAIN TOP ATHLETIC CLUB, a West Virginia Corporation, vs. ROBERT P. MARTIN - CIRCUIT COURT OF POCAHONTAS COUNTY, WV - CIVIL ACTION NO. 90-C-133**, by deposition and at trial. Counsel for Plaintiff - Paul Harris and David Sims. Counsel for Defendant - Michael Allen. Called as an expert on behalf of Plaintiff. Legal malpractice claim. Testified both by deposition and at trial. Date of deposition and trial not recalled.

4. _____ vs. **FEDERAL KEMPER INSURANCE COMPANY**. I do not recall the style of the case or the county where it was filed. Jay West of Clarksburg was counsel for Plaintiff and I do not recall whom counsel for the Defendant may have been. I testified in deposition only. It was a number of years ago. I was called as an expert on behalf of the Plaintiff. Insurance bad faith claim.

5. **Y'VONNE "PEGGY" HARPER and CHARLES HARPER vs. THOMAS S. MARSTILLER and DAVID MARSTILLER - CIRCUIT COURT OF RANDOLPH COUNTY, WV - CIVIL ACTION NO. 97-C-178**. Called as a witness at mediation and at trial. Counsel for Plaintiff - Roy Law. Counsel for Defendant - Pat A. Nichols. Called as percipient witness on behalf of Defendant and also asked to render some expert opinions in a lawsuit involving a will contest and claims against an estate. I had earlier served as counsel for Marstillers, but when the terms of a settlement agreement which I had negotiated and helped to draft came into question, I withdrew as counsel because it appeared that I might be called as a witness concerning the settlement.

**LISTING OF SEMINARS IN WHICH JOHN W. COOPER WAS LECTURER
AND/OR PREPARED WRITTEN MATERIALS**

I have participated as a lecturer or panel member at a number of seminars over the years, but only recall some of them which I have listed below.

WEST VIRGINIA TRIAL LAWYERS ASSOCIATION:

1. Subject Matter: **ETHICS: FIVE MOST COMMON COMPLAINTS
AGAINST TRIAL LAWYERS**
Date: February 5, 2016
2. Subject Matter: **HANDLING THE ADJUSTER - THE ALLSTATE STATE
OF MIND**
Date: October 8, 1999
3. Subject Matter: **TECHNIQUES IN USE OF DEMONSTRATIVE EVIDENCE**
Date: January, 1987
4. Subject Matter: **INSURANCE BAD FAITH - JENKINS vs. J.C. PENNEY
CASUALTY INSURANCE COMPANY**
Date: Early 1980's

WEST VIRGINIA STATE BAR/WVU CONTINUING LEGAL EDUCATION:

4. Subject Matter: **Basic Mediation Training - 2 day seminar**
Date: July, 2016
5. Subject Matter: **PANEL DISCUSSION ON MEDIATION PRACTICES**
Date: September or October of 2004 or 2005
6. Subject Matter: **DISCOVERY IN INSURANCE CASES**
Date: November 17, 2000, and November 18, 2000
7. Subject Matter: **LITIGATION - CIVIL DISCOVERY**
Date: September 15, 1989
8. Subject Matter: **FINAL TRIAL PREPARATION**
Date: September 15, 1989
9. Subject Matter: **Damages Seminar: PUNITIVE DAMAGES**
Date: January 19, 1989, and January 20, 1989 Canaan Valley Resort
10. Subject Matter: **WV STATE BAR CONTINUING LEGAL EDUCATION**

Litigation Seminars: Canaan Valley Resorts

Dates: Multiple occasions