



Angela W. Konrad

Partner
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Angela's practice has long-been focused on representing Fortune 500 clients in occupational injury, toxic tort, insurance defense and other civil litigation matters. She was recognized by *Best Lawyers* for her work.

During her nearly 30-year career, she has successfully defended clients in personal injury cases resulting from automobile/train collisions, cumulative trauma disorders, occupational diseases and emotional distress claims, as well as cases involving property damage, premises-liability, product liability, insurance defense and natural resource law.

Angela regularly represents a Fortune 500 company in matters, including personal injury and death actions, property disputes, contractual and indemnity disputes, cumulative trauma/occupational injury cases, and insurance cases. She was co-counsel for a transportation company sued by an employee who alleged career-ending injuries. Following a month-long trial in Pike County, Kentucky, the jury returned a defense verdict.

She was also co-counsel for a Fortune 500 company in an unprecedented multi-state mass tort case against landowners, coal companies and timber companies for catastrophic flood damage. The case was settled successfully after weeks of trial. Subsequent indemnity actions for reimbursement of the settlement amounts, as well as the cost of litigation, were successfully prosecuted. Angela successfully obtained indemnification for all settlement costs and fees on behalf of a corporate landowner in Kentucky as a result of a catastrophic coal slurry spill. The multi-million dollar civil action involved hundreds of plaintiffs and protracted litigation; however, the landowner received complete indemnification.

She is a past president of the National Association of Railroad Trial Counsel. She is a member of the Litigation Counsel of America, Defense Trial Counsel of West Virginia, the West Virginia Bar Association, the West Virginia State Bar, the Kentucky State Bar and the Cabell County Bar Association. She is also an active member of the National Association of Railroad Trial Counsel where she has served on many committees. She has taught for many years at the Trial College sponsored by the National Association of Railroad Trial Counsel. She has served on the Board of Directors of Big Brothers/Big Sisters of the Tri-State and is also a West Virginia 4-H All Star.

Services

- Litigation

- Tort
- Toxic Tort
- Insurance Industry
- Natural Resources Industry

Education

- West Virginia University College of Law (J.D., 1989)
- West Virginia University (B.A., *summa cum laude*, 1986)
 - Psychology
 - Phi Beta Kappa

Bar Admissions

- West Virginia
- Kentucky

Court Admissions

- U.S. Court of Appeals for the Fourth Circuit
- U.S. District Court for the Southern District of West Virginia
- U.S. District Court for the Northern District of West Virginia
- U.S. District Court for the Eastern District of Kentucky

Affiliations/Memberships

- National Association of Railroad Trial Counsel, Executive Committee
- Litigation Counsel of America, fellow
- Defense Trial Counsel of West Virginia
- West Virginia Bar Association
- West Virginia State Bar
- Kentucky State Bar
- Cabell County Bar Association
- Big Brothers/Big Sisters of the Tri-State, past Board of Directors; assist in annual giving campaign
- West Virginia 4-H All Star
- Trial Law Institute
- Diversity Law Institute
- America's Top 100 High Stakes Litigators, member
- WV Bar Foundation, fellow

Distinctions

- *Best Lawyers*®
 - "Lawyer of the Year" in Charleston for Railroad Law (2017, 2020)
 - Personal Injury Litigation -- Defendants, Railroad Law (2021)

Experience

Defense verdict in trespasser case

Our client, a national transportation company, received a defense verdict in McDowell County Circuit Court in West Virginia. The plaintiff, who suffered a traumatic amputation, claimed negligence and that our client knew residents of the area use the track as a passage way. The plaintiff had fallen asleep on the tracks and was struck by a train. His injuries included amputation of one leg. The case was tried to verdict, which resulted in a defense verdict.

Directed verdict in FELA case involving company vehicle accident

Our client, a national transportation company, was sued by an employee, a signal maintainer. The plaintiff was traveling in company vehicle, lost control of the vehicle which resulted in the truck rolling over. He alleged our client was negligent for failure to maintain the vehicle and claimed damages including years of future wage loss as a result of the Federal Employers Liability Act (FELA). Ultimately, we were able to show the plaintiff had both responsibility for maintenance of the vehicle as part of his job duties as well as access to the company's credit card to make any necessary repairs. This case was tried in the U.S. District Court for the Southern District in West Virginia.

FELA Case dismissed on a venue issue

The West Virginia Supreme Court upheld the lower court's dismissal of a case against our client because of lack of venue. The plaintiff, who lived in Tennessee, yet worked minimally in the State, was suing our client, a national transportation company located in West Virginia. The plaintiff was an employee of the railroad, which did business in West Virginia. The court ruled the cause of action had only minimal contacts with the State of West Virginia and that a more appropriate venue, in another state, was available. Accordingly, the Court ruled the case should not be tried in West Virginia.

Massive natural resource litigation involving land owners and property damage as a result of a flood

We were able to negotiate a reasonable settlement for our client, a land holding company, in a massive litigation case. Over 3,000 plaintiffs – primarily property owners – sued land holding companies in Southern West Virginia who helped provide natural resources in the area. The suit claimed the land use, in terms of natural resource extraction, caused peak flow of water to increase resulting in the flooding and an overall change in the terrain of the land causing increased flooding. This case went on for ten years, and was one of the largest litigated cases in West Virginia history.

Summary judgment in national transportation company FELA case

Our client, a national transportation company, received a summary judgment in Mingo County Circuit Court in West Virginia. The case was brought by an employee who alleged a heart attack caused by unsafe work

conditions and unsafe work environment due to working outside in the heat for extended hours. We were able to successfully demonstrate alternative causation regarding the plaintiff's medical condition.