



## Joshua S. Rogers

Partner  
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Josh is the office managing partner of the Morgantown office. His practice focuses on family wealth planning, asset protection planning, probate, profit and nonprofit business formation and organization, business succession planning, and litigation. He also has experience representing both individual and institutional clients in various types of civil litigation, including will contests, will and trust construction actions, family and probate disputes, real property rights, action to quiet title to minerals, corporate and partnership disputes, and federal and state taxation appeals. Josh is licensed and represents clients in West Virginia and Pennsylvania.

Outside of his practice, he is active developing talent within the firm. As a member of the Professional Development, Business Development and Associate Evaluation committees, he helps new associates reach their potential. He is also a former member of the Recruiting Committee and the former chair of the firm's Leadership Academy, a program designed for new associates.

Josh is a frequent speaker at continuing legal education and similar seminars on estate planning, taxation, and probate topics. He has also served as an adjunct lecturer for the West Virginia University College of Law's Entrepreneurship and Innovation Law Clinic and for the Nonprofit Organizations class.

### Services

- Private Client & Family Wealth Planning
- Litigation
- Corporate & Transactional
- Corporate Taxation

### Education

- West Virginia University College of Law (J.D., 2005)
  - Order of the Coif
  - West Virginia Law Review, Volume 106, executive research editor
  - Thomas N. Chambers Award in Taxation
- West Virginia University (B.S.B.Ad., *summa cum laude*, 2002)
  - University Honors Scholar

## **Bar Admissions**

- West Virginia
- Pennsylvania

## **Court Admissions**

- U.S. Tax Court
- 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

## **Affiliations/Memberships**

- West Virginia State Bar
- West Virginia State Bar Probate Committee
- Pennsylvania Bar Association
- American Bar Association
- Monongalia County Bar Association
- Monongalia County Literacy Volunteers
  - Board of Directors
  - President
- Leadership Monongalia
- North Central West Virginia Estate Planning Council
  - Board of Directors
  - President
- Leadership West Virginia, Class of 2015
- Senior Monongalias, Board of Directors
- The Foundation of Monongalia General Hospital, Board Member
- WVU College of Business and Economics, Young Professionals Network, Board Member

## **Distinctions**

- *West Virginia Rising Stars*®
- Peer Review Rated AV Preeminent™ by *Martindale-Hubbell*
- *Chambers HNW Guide* for Private Wealth Planning
- *Best Lawyers*®

## Experience

### **Breach of Contract Allegations Relating to Loan/Insurance Agreement**

Successfully represented Huntington National Bank and obtained summary judgment in a federal case involving allegations of breach of contract and statutory fraud. The summary judgment was affirmed by the Fourth Circuit Court of Appeals.

### **Development of Business Succession Plans**

We have represented a number of small, family-owned businesses in drafting and implementing business succession plans. The plans enable the client to undergo efficient leadership and ownership transitions while also protecting the assets and interests of the business. We also have structured numerous partnership agreements as part of the business succession planning process.

### **Development of Urgent Care Business**

Dinsmore & Shohl represented our client, MedExpress, in various commercial transactions totaling several million dollars each in connection with the development of their urgent care business. The client benefited from the use of our firm because of our practical approach and follow-up to assist in resolving problems early on.

### **Mineral Quiet Title Actions and Missing Owner Actions**

We have represented Chesapeake Appalachia, LLC, a large national energy company that specializes in natural gas, in several quiet title and missing owner actions involving title to mineral properties.

### **Probate Assistance**

Mr. Rogers has assisted dozens of fiduciaries with the administration of complex estates and trusts.

### **Quiet Title Action**

We received summary judgment in a quiet title action relating to over 90 acres of oil and natural gas.

### **Quiet Title Action**

We received summary judgment in a quiet title action relating to over 300 acres of mineral properties.

## Publications

August 14, 2019

**Wills: West Virginia**

Practical Law Trusts & Estates

April 22, 2019

**Estate and Business Planning in Year 2 of the Tax Cuts and Jobs Act of 2017**

The West Virginia Lawyer

December 1, 2015

**“Estate Planning in West Virginia.”**