



Attorney

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Practices

- High Stakes Litigation
- Class Actions-Mass Torts
- Bankruptcy & Insolvency

Jonathan R. Marshall

Biography

Jonathan R. Marshall is a partner in the firm's Charleston, West Virginia office. Jonathan focuses his practice on consumer rights litigation, class actions, mass torts and complex litigation. His consumer rights litigation work includes claims involving predatory lending, telemarketing, loan servicing, and illegal debt collection activities. Jonathan serves in a leadership capacity in the nationwide MDL case, *In re: Monitronics Int'l, Inc. Telephone Consumer Protection Act Litigation*, alleging illegal telemarketing by home security companies. He also has tried and held leadership roles in mass action cases.

Jonathan earned his law degree from West Virginia University College of Law, graduating Order of the Coif. He is a founder and co-chairman of the Consumer Law Division of the West Virginia Association for Justice and a frequent speaker at seminars on consumer law issues.

Professional Involvement

Bar Admissions

Illinois, 2008
West Virginia, 2007

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 Northern District of Illinois
U.S. District Court for the District of Colorado
U.S. District Court for the Northern District of Florida
U.S. Bankruptcy Court for the Northern District of West Virginia
U.S. Bankruptcy Court for the Southern District of West Virginia

Cases

Shonk Land Company, LLC v. SG Sales Company

We brought and settled (\$2.4 million) a nationwide class action alleging illegal fax advertising under the Telephone Consumer Protection Act.

Deem v. Ames True Temper, Inc.

We were appointed lead counsel in class action seeking unpaid pension benefits for members of Steelworkers' union.

Dillon v. Chase Bank

Our lawyers were class co-counsel with the public interest firm Mountain State Justice, and won a \$3.3 million class action settlement for West Virginia borrowers who alleged illegal loan-servicing claims.

Desai v. ADT Security

We served on a team of lawyers that won one of the largest ever vicarious-liability TCPA settlements – \$15 million for a nationwide class of consumers subjected to nuisance telemarketing calls.

Casto v. City National Bank

\$5.5 million settlement in West Virginia class action alleging improper overdraft-fee practices.

Triplett v. NationStar Mortgage

Won \$1.5 million loan-servicing settlement alleging illegal assessment of mortgage loan default-fees.

Dunlap v. Wells Fargo Financial West Virginia, Inc.

We litigated and obtained class certification of predatory lending claims for over 100 West Virginia mortgage borrowers. The case, brought under West Virginia's consumer protection statutes, settled for just over \$9 million, a sum that wrote down more than \$4.9 million in mortgage balances, paid \$4.15 million in cash, and helped borrowers repair damaged credit.

Brooks v. City of Huntington

Our team won a 2011 jury trial for 40 Huntington residents whose homes and properties were flooded by a municipal stormwater control system; the total recovery exceeded \$1 million. When the City's system again caused flood damages, we sued again in 2012, and, after another jury trial, obtained a second million-dollar judgment. In 2014, the firm won an appeal at the WV Supreme Court when the court ruled that monetary damages awarded to homeowners and cut by the judge be restored. This decision altered the measure of damage for real property loss that had been in place for more than 40 years and provided that a homeowner could recover both the cost to repair damage and diminution of value damages.

Benjamin v. Walker

Benjamin v. Walker – Obtained reversal in the Supreme Court of Appeals of West Virginia of an order denying public funding to a candidate for Justice on the Supreme Court of Appeals.

Mey v. Frontier Communications

Obtained \$11 million class action settlement against Frontier Communications for telephone calls that violated the Telephone Consumer Protection Act. Final settlement approval pending.

Education

- J.D., 2007; Order of the Coif - West Virginia University College of Law
- B.A., 2003, summa cum laude; Phi Beta Kappa; Outstanding senior - West Virginia University