



TAYLOR AND WALKER P.C.

PRESS RELEASE

Court Dismisses Time-share Owner's Negligence Action Against Owners Association

February 4, 2005

Virginia Beach -- Taylor & Walker attorneys obtained a dismissal of a case against a time-share owners association which had been filed by a time-share owner who sustained serious injuries when she tripped and fell as she entered the lobby of the time-share resort. Attorneys John Franklin, III, and Brian N. Casey successfully argued in the Virginia Beach Circuit Court in the case of Lumpkin v. Ocean Key Owners Association that the plaintiff time-share owner was not an invitee of the time-share owners association and therefore could not bring a negligence action against the association for the allegedly dangerous condition of the lobby entrance where she fell.

The issue of the legal status of a time-share owner upon the common areas of a time-share property was apparently one of first impression in the reported cases of Virginia. Taylor & Walker attorneys handle many simple and complex issues of premises liability for businesses and individuals.

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NORFOLK
1300 FIRST VIRGINIA TOWER
555 MAIN STREET
POST OFFICE BOX 3490
NORFOLK, VIRGINIA 23510
T 757 625-7300
F 757 625-1504

RICHMOND
6802 PARAGON PLACE
SUITE 126
RICHMOND, VIRGINIA 23230
T 804 673-0341
F 804 673-2001

WWW.TAYLORWALKERLAW.COM