



# TAYLOR AND WALKER P.C.

## PRESS RELEASE

Taylor & Walker Obtains Dismissal Of Electrocutation Injury Action In Federal Court

February 11, 2005

**Norfolk** -- United States District Court for the Eastern District of Virginia - In the case of William Coon v. S.B. Ballard Construction Company and United States, Taylor & Walker, P.C., obtained a dismissal of plaintiff's action seeking \$7,554,635.00 for electrocution injuries. Representing the interests of S.B. Ballard Construction Co., Taylor & Walker attorney Kevin Sharp moved to dismiss the action on the grounds that the court lacked subject matter jurisdiction because the plaintiff's exclusive remedy for the injuries sustained in the electrocution was against his employer under the Virginia Workers Compensation Act. Plaintiff sustained permanent electrocution injuries on a construction project while performing services for one of the subcontractors on the project. Mr. Sharp presented arguments that as the general contractor of the project, S.B. Ballard Construction Co. was shielded from liability pursuant to Va. Code Ann. §65.2-302. In a decision by Senior Judge Robert G. Doumar, the court agreed and dismissed the action which had initially been filed in the Norfolk Circuit Court before being nonsuited by the plaintiff and then filed in the U.S. District Court for the Eastern District.

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