

NORTH CAROLINA
LAWYERS WEEKLY
www.nclawyersweekly.com

Lawyers Weekly, Inc.

[Try 3 Free](#) | [Subscriber Services](#) | [Our Newspapers](#) | [Other Products](#) | [Advertise](#) | [Help](#)

	<p>Wealth Management for the Legal Industry. • Experience • Expertise • Focus</p> <p>Learn more >></p>	
---	--	---

From the January 01, 1993 North Carolina Lawyers Weekly.

[Order a REPRINT
of this Story](#)

Trial Reports

Environmental

Water Contamination - Property Damage, Personal Injury - State and Federal Claims - Superfund - Nuisance - Negligence - Strict Liability - Trespass

Type of Case: Property owners in Morrisville sought to recover for property damage and personal injuries allegedly caused by contamination from a wood treatment facility that spilled into their pond.

ADVERTISEMENT

Type of Injuries/Damages: Surface and ground water contamination from dioxin and PCP

Age of Plaintiff: n/a

Court/Case No.: Medlin. v. Beazer East Inc. (suits filed in U.S. Eastern District Court and Wake County Superior Court)

Awarded/Settled: Settled

Date Case Concluded: n/a

Amount: Federal claim:

\$550,000, with landowners deeding the pond and stream bed to the plant; State claim: confidential

Insurance Carrier: n/a

Other Useful Information: Fish from the pond were found to have such high dioxin levels that landowners were told by the Environmental Protection Agency to limit the amount of such fish that they ate.

The federal claim was based in part on Superfund laws, with Plaintiffs alleging a decrease in property value, clean-up costs and an increased risk of disease and cancer.

On the state claim, Plaintiffs also alleged a violation of N.C.G.S. 143-215.75, the Oil Pollution and Hazardous Substances Control Act.

Plaintiffs' experts included Chapel Hill appraiser Mike Day, a lawyer with the environmental section of First Union Bank in Charlotte, two out-of-state doctors, a toxicologist, Westinghouse Environmental and Raleigh attorney William Joslin.

Attorney(s) for Plaintiff: Anna Neal Blanchard and Howard Twiggs, BLANCHARD, TWIGGS, ABRAMS & STRICKLAND, Raleigh; David Pope, Atlanta

© Copyright 1993 Lawyers Weekly Inc., All Rights Reserved.

**Order a REPRINT
of this Story**

[User Agreement For Subscriber-Only Online Benefits](#) | [Help](#) | [Our Privacy Policy](#)
Send any questions or comments to comments@lawyersweekly.com

Subscriber Services: 1-800-451-9998 **Technical Support:** 1-800-451-9998

© Copyright 2008 Lawyers Weekly, Inc. All Rights Reserved



Lawyers Weekly does not use spyware; however, we link to a number of other sites and do not take responsibility for any spyware they may use.

This site is best viewed with Internet Explorer 6 ([click here to download](#))