

Tracey A. Rohrbaugh

Tracey Rohrbaugh has tried numerous cases in state and federal courts and has argued cases before the Supreme Court of Appeals of West Virginia. The primary focus of her practice is construction law (representation of contractors in both business and litigation matters), real property litigation, insurance defense and general civil litigation, including deliberate intent and products liability defense. She is admitted to practice in the states of West Virginia and Virginia.

Ms. Rohrbaugh regularly counsels and advises developers, contractors and subcontractors in all phases of the construction process, including contract preparation and review. Her broad-based litigation practice includes regular representation of contractors in construction defect litigation and arbitration; representation of contractors and subcontractors in contract disputes and payment claims; insurance defense litigation involving auto accidents, personal injury, premises liability, coverage disputes, and extra-contractual claims; defense of employers sued for deliberate intent or violation of workplace safety rules; property litigation, including right-of-way disputes, encroachment actions, and partition actions; estate litigation; and representation of landlords in lease disputes, including commercial eviction. In 2016, Ms. Rohrbaugh completed a 40-hour mediator training course hosted by the American Arbitration Association (AAA). Then in 2018, she completed the West Virginia State Bar's Basic and Advanced Mediation Training courses.

Ms. Rohrbaugh earned a J.D., West Virginia University College of Law (1994), where she served as a member of the Moot Court Board and a participant on the National Moot Court Team. She also earned a B.A., summa cum laude, West Virginia University (1990), where she was a student in the WVU Honors Program, the WVU Scholars Program, and the Sigma Tau Delta English Honorary.

Within the legal industry, Ms. Rohrbaugh is recognized by The Best Lawyers in America® (Litigation – Construction), peer-review rated (AV) by Martindale-Hubbell, Super Lawyers' Rising Stars (Construction Litigation), and she was named by Best Lawyers as 2019 Lawyer of the Year (Litigation – Construction in Morgantown). She is a member of the West Virginia University Mountain Honorary, a Fellow of the West Virginia Bar Foundation (2013), and an alumna of Leadership Berkeley, Class of 2014.

Ms. Rohrbaugh currently serves as a member of Board of Governors of the Defense Trial Counsel of West Virginia and she is on the Board of the Eastern Panhandle Bar Association Charitable Foundation (President and Founder, 2014-present). She is also a member of the Defense Research Institute (Construction Law Committee), the Defense Trial Counsel of West Virginia (Construction Law Committee), and the Virginia Association of Defense Attorneys (Litigation and Construction Law sections.) Formerly, she served as President of the Eastern Panhandle Bar Association, Inc. (2007-2014), and President of the West Virginia Bar Foundation, Inc. (2010-2011).

In the community, Ms. Rohrbaugh is a member of the Executive Board of the Martinsburg-Berkeley County Chamber of Commerce (Board of Directors, 2015-2017; Treasurer 2017 and Vice-Chair, 2019), and a member of Horses with Hearts, Inc. (Secretary, Board of Directors, 2013-present).

Ms. Rohrbaugh is a frequent lecturer and guest speaker covering a range of legal topics such as preparation of construction contracts, use of alternative dispute resolution, landlord/tenant disputes, and litigation of toxic tort claims.