

VITAE

NAME: John W. Fisher, II

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Morgantown, WV 26505
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MARITAL STATUS Married to Susan Vass - June 6, 1964
Children: John W., III (Jay) - Born May 2, 1968
Jennifer - Born September 15, 1970

EDUCATION West Virginia University, College of Law, J.D. (1967) (First in class of '59)
West Virginia University, B.A., History with Honors (1964)
Moorefield High School, Moorefield, WV (1960)

PROFESSIONAL EXPERIENCE

West Virginia University College of Law

Robert M. Steptoe and James D. Steptoe Professor of Property Law – August 2012
William J. Maier, Jr. Dean, designated July 1, 2007 - designated Emeritus July 1, 2008
Robert M. Steptoe and James D. Steptoe Professor of Property Law – August 2012
Dean, April 3, 1998 - June 30, 2008
Interim Dean, July 1, 1997 - April 2, 1998
Professor of Law, 1977-present
Interim Dean, June 1992 - July 1993
Associate Dean for Academic Affairs, 1990-92
Acting Dean and Professor, 1981-82
Associate Dean for Academic Affairs and Professor, 1979-81
Associate Dean for Admissions and Placement; supervisor of non-professional staff, 1973-79
Associate Professor, 1974-77
Assistant Professor, 1971-74
Lecturer, 1968-71

West Virginia University

Executive Officer, Office the President, 1982-86

Farmer & Farmer, Morgantown, WV

General practice of law, 1968-71

PROFESSIONAL EXPERIENCE (continued)

Law Clerk, Honorable Robert E. Maxwell, United States District Court for the Northern District of West Virginia, Elkins, WV, 1967-68

Part-time Magistrate for the United States District Court for the Northern District of West Virginia, 1977-98

Admitted to appeared before the West Virginia Supreme Court of Appeals; U.S. Court of Appeals for the Fourth Circuit; and U.S. District Courts for the Northern and Southern Districts of West Virginia

HONORS AND PROFESSIONAL SOCIETIES

Governor's Distinguished West Virginian Award,, May 8, 2008

Award of Merit, WV Bar Association, 2007

Fellow, American Bar Foundation, 2000

Fellow, West Virginia Bar Foundation, 2000

Fred H. Caplan Civil Justice Award, 1998

WVU Foundation Award for Outstanding Teaching, 1997

Professor of the Year, Class of 1996

Lawyers Title Award for Excellence in the Law of Real Property

Permanent member of, and regularly attend, Fourth Circuit Judicial Conference

West Virginia State Bar

West Virginia Bar Association

American Bar Association

President, West Virginia University Chapter of Order of the Coif, 1977-present

Secretary, West Virginia University Chapter of Order of the Coif, 1971-77

Order of the Coif (law school academic honorary)

Editor-in-Chief, Volume 69, West Virginia Law Review, 1966-67

Board of Editors, Volume 68, West Virginia Law Review

Patrick Duffy Koontz Award

Board of Governors Scholarship

Mountain (ranking honorary)

Phi Alpha Theta (History honorary)

Phi Delta Phi (legal fraternity)

PUBLICATIONS

Delinquent and Non-Entered Lands And Due Process, 115 W.Va. Law Rev. 43 (2012)

Title Examinations, When Is Action on the Security Instrument Barred, 114 W.Va. Law Rev. 1, (2011)

PUBLICATIONS (continued)

Adverse Possession of the State's Property, 113 W.Va. Law Rev. 649 (2011)

A Survey of the Law of Easements in West Virginia, 112 W. Va. Law Rev. 637 (2010)

The Scope of Title Examinations in West Virginia Revisited, 111 W. Va. Law Rev. 641 (2009)

Confronting Death in the Academy: A Dialogue, (with Alvin H. Moss, M.D.) 37 The University of Toledo Law Rev. 75

The Evolution of Restrictive Covenants, 100 W. Va. Law Rev. (1997-98)

Creditors of a Joint Tenant: Is There Lien After Death? 99 W. Va. Law Rev. 637, (1997)

The Scope of Title Examination in West Virginia: Can Reasonable Minds Differ? 98 W. Va. Law Rev. 449 (1996). Cited as the authority for the Court's decision in *McClung Investments, Inc. V. Green Valley Community Public Service District* 485 SE 2d 434 at 437 (W. Va. 1997)

If Judgement Creditors Cannot Set Asunder a Debtor Spouse's Interest in the Marital Home, What Can They Do? 97 W. Va. Law Rev. 339 (1995)

Statutory Reform Revisited: Toward a Comprehensive Understanding of the New Law of Intestate Succession and Elective Share 96 W. Va. Law Rev. 85 (1993)

Reforming the Law of Intestate Succession and Elective Shares: New Solutions to Age-Old Problems 93 W. Va. Law Rev. 61 (1990) (with Scott A. Curnutte)

Joint Tenancy in West Virginia: A Progressive Court Looks at Traditional Property Rights 91 W. Va. Law Rev. 267 (1989)

Spousal Property Rights: 'Till Death Do They Part' 90 W. Va. Law Rev. 1169 (1988)

Forfeited and Delinquent Lands: The Unresolved Constitutional Issue 89 W. Va. Law Rev. 961 (1987) The West Virginia Supreme Court of Appeals in Lilly v. Duke (376 S.E. 2d 122 W. Va. 1988) cited this article and overruled existing law in deciding the issue consistent with the position advocated in this article

Local Rules of Practice for the Northern District of West Virginia (1980)

Plan for Disposition of Criminal Cases in the United States District Court for the Northern District of West Virginia (1976, 1978, 1980)

PUBLICATIONS (continued)

Habeas Corpus, revised chapter and developed forms, West Virginia Practice Handbook (Michie's 1978)

Habeas Corpus, published in West Virginia Practice Handbook (Michie's 1969)

West Virginia Practice Handbook, Board of Editors (Michie's 1968)

PROFESSIONAL SERVICE

Chair of the Voluntary Bar Associations Judicial Improvement Committee, 2008-2010

Member, West Virginia State Bar Executive Director Search Committee, 2007

Member, Governor Manchin's Advisory Committee on Judicial Nominations, 2005-present

Chair, Merit Selection Panel for the Bankruptcy Judge for the Northern District of West Virginia, 2005

Member, Public Defender Selection Advisory Committee, 2004

Co-reporter, West Virginia Law Institute Residential Landlord and Tenant project 2002-04

WVU Faculty Athletic Representative, NCAA, 2003- present

Member, Board of Advisors, West Virginia University, 1998-2000

Chair, WVU College of Business & Economics Dean Search Committees, 1998-99, 2004-05

Member, West Virginia University-University of Charleston Collaboration Team, 1997-02

Faculty Advisor for Mountain Honorary, selected by student members, 1996-2008

CLE Presentations, W. Va. Bar Association's Real Estate Section, 2003-2011

CLE presentations WVCLE: Mountaineer Series, Real Estate – Update, 1997, 2008, 2009, 2010

Helped prepare materials and provided orientation lecture for the WVU College of Law Appalachian Center for Law and Public Service Wills Project, 1994-97

Member, Selection Committee, WVU Order of Augusta

The Law in Your Life, public television panel discussion of landlord/tenant and real property law, 1995

PROFESSIONAL SERVICE (continued)

Member, West Virginia University Administrative Organization Task Force, 1995

CLE presentation, Proposed Marketable Title Legislation, 1995

Member, committee drafted new Local Rules for Civil Practice, U. S. District Court for the Northern District of West Virginia, 1994-95

Chair, Berry Scholarship Selection Committee, 1989-94 (The Berry Scholarships are one of the major merit based scholarship programs at WVU.)

Drafted statutory provision on limited liability for landowners granting easements to the Hatfield-McCoy Trails Project – adopted by the WV legislature in 1994

Member, University Senate, WVU College of Law representative, 1980-82, 1991-94

CLE presentation and state judicial conference, “Law of Intestate Succession and Elective Share for West Virginia,” 1992

Reporter, West Virginia Law Institute project on Intestate Succession and Elective Shares, 1991-92 (proposed legislation adopted March 1992, effective June 5, 1992)

West Virginia State Bar Foundation, Board of Directors, 1989-92

Co-Reporter, Civil Justice Reform Act Advisory Committee, 1991

Faculty representative, West Virginia University Athletic Council, 1988-91

Chair, Search Committee for Director of Intercollegiate Athletics, WVU, 1989

CLE presentation, “Fundamentals of Practice in Federal Court - Practice Before U. S. Magistrate,” Clarksburg, WV, 1984

Reporter, Jury Plan for the United States District Court for the Northern District of West Virginia, 1983

“You and the Law,” property rights presentation, Young Lawyers Section of the WV State Bar, Grant County, WV, 1983

Member, West Virginia Continuing Legal Education Committee, 1979-82

Faculty representative and chair of WVU Athletic Council, 1981-82 (resigned when I accepted position of Executive Officer of WVU)

Chair, Search Committee for Director of Intercollegiate Athletics, West Virginia University, 1981

PROFESSIONAL SERVICE (continued)

Presentation, Real Property, Public Forum on Issues in Rural Development – condensed for publication a “Background and Evolution of Present Day Property Concepts,” Cooperative Extension Service publication no. 707, 1979

Coordinator, Phi Alpha Delta, KYC Intern Program, 1975-76

Special Committee of West Virginia State Bar to Study Recodification of Corporation Law, 1973-76

Reporter, Special Committee to Study Revision of the Local Court Rules for the Northern District of West Virginia, 1976

Presentation, New Corporation Act, CLE program sponsored by the West Virginia State Bar and West Virginia University College of Law, 1975

Presentation, New Corporation Act, Kanawha County Bar Association, 1975

Faculty supervisor, “Corporation – A Survey of the Pending West Virginia Corporation Act,” 77 W. Va. Law Rev. 50, 1974-75

Chairman, discussion group for Reporters of Speedy Trial Act, Washington, DC, 3rd and 4th Circuits, 1975

Panelist, Problems of Implementing Speedy Trial Act of 1974, Washington, DC, 3rd and 4th Circuits, 1975

Presentation, New Corporation Act, Mountain State Bar Association, 1974

West Virginia State Bar Standing Committee on Constitution and By-Laws, 1972-74

Board of Directors of the North Central West Virginia Legal Aid Society, 1972-74