



McFARLAND

CONDEMNATION ATTORNEYS

Charles McFarland

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University of Texas at Austin
(BA 1991, with honors)

University of Texas School of Law
(JD 1995, with honors)

Texas Member, Owners' Counsel of America

Member, The Counselors of Real Estate (CRE)

Senior Advisory Partner, Greater Houston Partnership

Past President, Texas Association of Civil Trial and Appellate Specialists

Past Chair, Damages Subcommittee of the Condemnation, Zoning and Land Use Litigation Committee of the Section of Litigation of the American Bar Association

Keeton Fellow, University of Texas School of Law

Fellow, Texas Bar Foundation

Fellow, Houston Bar Foundation

Charles McFarland is the founding member of the Texas law firm of McFarland PLLC. He is Board Certified in Civil Trial Law by the Texas Board of Legal Specialization and achieved this certification by trying condemnation cases. Charles has tried dozens of condemnation jury trials and handled several hundred administrative hearings before special commissioners. He has represented property owners across Texas in significant condemnations against the Texas Department of Transportation and various other local agencies.

Charles has been recognized as an expert in real estate valuation matters and has published several articles and lectures, both in Texas and nationally, on eminent domain and real estate valuation issues.

Charles is the Past President and a current Board Member of the Texas Association of Civil Trial and Appellate Specialists, established in 1986 to promote the availability, accessibility and quality of the services of civil trial and appellate lawyers to the public. He is a lifetime fellow of both the Texas Bar Foundation and the Houston Bar Foundation, dedicated to providing legal representation to the indigent, promote community understanding of our legal system and foster the administration of justice. He is a Keeton Fellow to the University of Texas School of Law. He is also the Past Chair of the Damages Subcommittee of the Condemnation, Zoning and Land Use Litigation Committee of the Section of Litigation for the American Bar Association.

Charles has been selected by his peers for inclusion in the publications Best Lawyers in America and by Texas Super Lawyers for his expertise in the areas of Eminent Domain and Condemnation Law. He additionally holds the AV Preeminent Rating, Martindale-Hubbell's highest possible rating for ethical standards and legal ability, and serves as the Texas representative to the Owners' Counsel of America, a network of the nation's leading eminent domain and property rights attorneys. Candidates for membership in Owners' Counsel are thoroughly vetted based upon their ability, experience, results, and dedication to representing private property owners in eminent domain. Membership is by invitation-only and restricted to one attorney from each state across the country.

Charles is a frequent speaker and panelist on the topic of Condemnation and Eminent Domain Law and has been a contributing author to the American Bar Association, the American Law Institute, and other publications.

REPRESENTATIVE EXPERIENCE

Retail Matters

Favorable jury verdict as lead counsel against the State of Texas in condemnation case involving the extension of the Grand Parkway (SH 99) through a regional retail shopping center in Harris County

Favorable award as lead counsel against the State of Texas in highway widening case on State Highway 146 involving property improved with a pharmacy

Favorable award as lead counsel against the State of Texas in highway widening case on IH 45 South (the Gulf Freeway) involving property improved with a fast food restaurant

Favorable award as lead counsel against the State of Texas in highway widening case on IH 45 South (the Gulf Freeway) involving property improved with a retail store

Favorable jury verdict as lead counsel against the State of Texas in condemnation case involving the extension of the Grand Parkway (SH 99) through the 500-acre retail town center component of a 1400-acre master-planned community in Montgomery County

Favorable settlement as lead counsel against the State of Texas in highway widening case on US 290 (the Northwest Freeway) involving property improved with retail and industrial buildings

Favorable settlement as lead counsel against the State of Texas in highway widening case on IH 45 South (the Gulf Freeway) involving multiple retail pad sites

Favorable settlement as lead counsel against the State of Texas in highway widening case on IH 45 South (the Gulf Freeway) involving property improved with restaurant pad sites and a retail shopping center

Favorable award as lead counsel against the State of Texas in highway widening case on IH-610/US 290 Interchange involving property improved with retail shopping center

Favorable jury verdict as lead counsel against the State of Texas for big box retailer in highway widening case in College Station, Texas

Favorable award as lead counsel against the State of Texas involving retail bank and office building in Pearland, Texas

Favorable jury verdict as lead counsel in highway widening case against the State of Texas involving multi-use retail property in Dallas, Texas

Favorable settlements as lead counsel in highway widening cases on IH-10 West (the Katy Freeway) against the State of Texas involving properties improved with a big box retailer and with an automotive retail store and repair center

Favorable awards and settlements as lead counsel in highway widening cases against the State of Texas involving properties improved with gas station/convenience stores in Houston, Lufkin, and Dallas

Favorable jury verdicts as co-counsel in highway widening cases on IH-10 West (the Katy Freeway) against the State of Texas involving properties improved with front-line retail space in a power center and a big box retailer in Houston, Texas

Other Matters

Favorable jury verdict as lead counsel against Harris County, Texas in roadway widening case involving property improved with midrise office building

Favorable settlement as lead counsel against the State of Texas in highway widening case for SH 249 involving the taking of a church building and parking

Favorable settlement as lead counsel against the State of Texas in highway widening case on IH- 610/US 290 Interchange involving property improved with retail automotive service facility

Favorable settlement as lead counsel against the State of Texas in highway widening case on US 290 (the Northwest Freeway) involving industrial property improved with industrial pipe fitting, manufacturing, and storage facilities

Favorable settlement as lead counsel in highway widening case on IH-10 West (the Katy Freeway) against the State of Texas involving property improved with multi-family residential townhome development

Favorable jury verdicts and settlements as lead counsel in high-voltage electrical transmission line cases against CenterPoint Energy and the Lower Colorado River Authority involving rural acreage in Austin, Waller, Wharton, and Harris Counties

Favorable jury verdict as lead counsel in whole for flood control purposes against Harris County, Texas involving residential-use property in Houston, Texas

Favorable jury verdict as co-counsel in highway widening case against Harris County, Texas involving property improved with collision center in Houston, Texas

REPORTED CONDEMNATION CASES

City of Houston v. Commons at Lake Houston, Ltd., 2019 Tex. App. LEXIS 9083, 2019 WL 5158725 (Tex. App.—Houston (14th Dist.) Oct. 15, 2019)

Farabi, Inc. v. Harris County, 2014 WL 3698451 (Tex. App.—Houston (14th Dist.) 2014, pet. denied)

City of Corpus Christi v. Scorpio Development, LLC, 2014 WL 1007880 (Tex. App.—Corpus Christi—Edinburg 2014, no pet.)

PR Investments and Specialty Retailers, Inc. v. State, 251 S.W.3d 472 (Tex. 2008)

Eye Plus Vision, Inc. v. CBH Tract III, L.P., 2007 WL 3293732 (Tex. App.—Houston (1st Dist.) 2007)

State v. Beeson, 232 S.W.3d 265 (Tex. App.—Eastland 2007)

Motiva Enterprises, LLC v. McCrabb, 248 S.W.3d 211 (Tex. App.—Houston (1st Dist.) 2007, pet. denied)

State v. Target Corp., 194 S.W.3d 46 (Tex. App.—Waco 2006, pet. denied)

Harris County v. Inter Nos, Ltd., 199 S.W.3d 363 (Tex. App.—Houston (1st Dist.) 2006)

CenterPoint Energy Houston Elec., L.L.P. v. Old TJC Co., 177 S.W.3d 425 (Tex. App.—Houston (1st Dist.) 2005)

City of Houston v. Van De Mark, 83 S.W.3d 864 (Tex. App.—Texarkana 2002)

State v. Northborough Center, Inc., 987 S.W.2d 187 (Tex. App.—Houston (14th Dist.) 1999)