

# WEST VIRGINIA CODE: §38-16-106

## **§38-16-106. Nonconsensual common law lien defined.**

"Nonconsensual common law lien" means a fraudulent lien that is misrepresented as a valid lien because it:

- (1) Is not provided for by a specific statute;
- (2) Does not derive its existence from the consent of the owner of the affected property; and
- (3) Is not an equitable lien or other lien imposed by a court of competent jurisdiction.