## WEST VIRGINIA CODE: §46-1-308

## §46-1-308. Performance or acceptance under reservation of rights.

- (a) A party that with explicit reservation of rights performs or promises performance or assents to performance in a manner demanded or offered by the other party does not thereby prejudice the rights reserved. Such words as "without prejudice", "under protest", or the like are sufficient.
- (b) Subsection (a) does not apply to an accord and satisfaction.