

State	Jurisdiction Where Prejudgment Interest is Awarded as a Matter of Right or Law	Jurisdiction Where the Award of Prejudgment Interest is Discretionary	Applicable Case/Statute
Alabama	✓		<u>Brown v. Total E&P United States</u> , No. 07-8133, 2008 U.S. Dist. LEXIS 122453 (E.D. La. Oct. 23, 2008); <u>Miller & Co. v. McCown</u> , 531 So. 2d 888 (Ala. 1988); Ala. Code § 8-8-8 (Acts 2016, No. 16-485)
Alaska	✓		<u>Alaska Interstate Constr., LLC v. Pac. Diversified Invs.</u> , 279 P.3d 1156 (Alaska 2012); <u>Cole v. Bartels</u> , 4 P.3d 956 (Alaska 2000); <u>Farnsworth v. Steiner</u> , 638 P.2d 181 (Alaska 1981)
Arizona	✓		<u>Grantham v. Sims</u> , No. 2 CA-CV 2015-0107, 2016 Ariz. App. Unpub. LEXIS 1156 (Ct. App. Sep. 13, 2016); <u>Alta Vista Plaza v. Insulation Specialists Co.</u> , 186 Ariz. 81, 919 P.2d 176 (Ct. App. 1995)
Arkansas	✓		<u>Travis Lumber Co. v. Deichman</u> , 2009 Ark. 299, 2009 Ark. 299, 319 S.W.3d 239; <u>Reynolds Health Care Servs. v. HMNH, Inc.</u> , 364 Ark. 168, 217 S.W.3d 797 (2005)
California	✓		<u>Gourley v. State Farm Mut. Auto. Ins. Co.</u> , 53 Cal. 3d 121, 3 Cal. Rptr. 2d 666, 822 P.2d 374 (1991); <u>Levy-Zentner Co. v. S. Pac. Transp. Co.</u> , 74 Cal. App. 3d 762, 142 Cal. Rptr. 1 (1977); Cal. Civ. Code § 3287 (arising from contract)
Colorado	✓		<u>AE, Inc. v. Goodyear Tire & Rubber Co.</u> , 168 P.3d 507 (Colo. 2007); <u>Mesa Sand & Gravel Co. v. Landfill, Inc.</u> , 776 P.2d 362 (Colo. 1989); Colo. Rev. Stat. § 5-12-102
Connecticut		✓	<u>Suffield Dev. Assocs. L.P. v. Nat'l Loan Inv'rs, L.P.</u> , 97 Conn. App. 541, 905 A.2d 1214 (2006); <u>Paulus v. Lasala</u> , 56 Conn. App. 139, 742 A.2d 379 (1999), cert. denied, <u>252 Conn. 928, 746 A.2d 789 (2000)</u>
Delaware	✓		<u>Chrysler Corp. v. Chaplake Holdings, Ltd.</u> , 822 A.2d 1024 (Del. 2003); <u>Citadel Holding Corp. v. Roven</u> , 603 A.2d 818 (Del. 1992)
District of Columbia	✓		<u>Steuart Inv. Co. v. Meyer Grp.</u> , 61 A.3d 1227 (D.C. 2013); <u>District of Columbia v. Pierce Assocs., Inc.</u> , 527 A.2d 306 (D.C. 1987); D.C. Code § 15-108 (2001)
Florida	✓		<u>Bosem v. Musa Holdings, Inc.</u> , 46 So. 3d 42 (Fla. 2010); <u>Argonaut Ins. Co. v. May Plumbing Co.</u> , 474 So. 2d 212 (Fla. 1985); <u>Ariz. Chem. Co., LLC v. Mohawk Indus.</u> , 197 So. 3d 99 (Fla. 1 st DCA 2016)
Georgia	✓		<u>Holloway v. State Farm Fire & Cas. Co.</u> , 245 Ga. App. 319, 537 S.E.2d 121 (2000)
Hawaii		✓	<u>Metcalf v. Voluntary Empls. Benefit Ass'n</u> , 99 Haw. 53, 52 P.3d 823 (2002); <u>Cty. of Hawai'i v. C&J Coupe Family, Ltd. P'ship</u> , 124 Haw. 281, 242 P.3d 1136 (2010); Haw. Rev. Stat. Ann. § 636-16
Idaho	✓		<u>Dillon v. Montgomery</u> , 138 Idaho 614, 67 P.3d 93 (2003); Idaho Code § 28-22104
Illinois	✓		<u>Chandra v. Chandra</u> , 2016 IL App (1st) 143858, 403 Ill. Dec. 132, 53 N.E.3d 186; <u>Milligan v. Gorman</u> , 348 Ill. App. 3d 411, 284 Ill. Dec. 747, 810 N.E.2d 537 (2004); <u>N.H. Ins. Co. v. Hanover Ins. Co.</u> , 296 Ill. App. 3d 701, 231 Ill. Dec. 293, 696 N.E.2d 22 (1998); 815 Ill. Comp. Stat. Ann. 205/2
Indiana		✓	<u>McDonough v. McDonough</u> , No. 49A04-0612-CV-725, 2007 Ind. App. Unpub. LEXIS 927 (Ct. App. Dec. 28, 2007); <u>Clark v. Hunter</u> , 861 N.E.2d 1202 (Ind. Ct. App. 2007)
Iowa	✓		<u>Barske v. Rockwell Int'l Corp.</u> , 514 N.W.2d 917 (Iowa 1994) <u>In re Marriage of Baculis</u> , 430 N.W.2d 399 (Iowa 1988); Iowa Code § 535.3
Kansas		✓	<u>Owen Lumber Co. v. Chartrand</u> , 283 Kan. 911, 157 P.3d 1109 (2007); <u>Blair Constr. v. McBeth</u> , 273 Kan. 679, 44 P.3d 1244 (2002); Kan. Stat. Ann. § 16-201
Kentucky	✓		<u>3D Enters. Contr. Corp. v. Louisville & Jefferson Cty. Metro. Sewer Dist.</u> , 174 S.W.3d 440 (Ky. 2005); <u>Nucor Corp. v. Gen. Elec. Co.</u> , 812 S.W.2d 136 (Ky. 1991); <u>Curtis v. Campbell</u> , 336 S.W.2d 355 (Ky. 1960)
Louisiana	✓		<u>Mihalopoulos v. Westwind Africa Line, Ltd.</u> , 511 So. 2d 771 (La. Ct. App. 1987); <u>Noritake Co. v. M/V Hellenic Champion</u> , 627 F.2d 724 (5th Cir. 1980)
Maine	✓		<u>Knowles Lumber, Inc. v. T & M Mortg. Solutions, Inc.</u> , 2011 Me. Unpub. LEXIS 91, Mem 11-91; (Me. June 16, 2011); <u>Brown v. Habrle</u> , 2010 ME 72, 1 A.3d 401; Me. Rev. Stat. tit. 14, § 1602-B
Maryland		✓	<u>Harford Cty. v. Saks Fifth Ave. Distrib. Co.</u> , 399 Md. 73, 923 A.2d 1 (2007); <u>Buxton v. Buxton</u> , 363 Md. 634, 770 A.2d 152 (2001)
Massachusetts	✓		<u>Bank v. Thermo Elemental, Inc.</u> , 451 Mass. 638, 888 N.E.2d 897 (2008); Mass. Ann. Laws ch. 231, § 6B
Michigan	✓		<u>Denham v. Bedford</u> , 407 Mich. 517, 287 N.W.2d 168 (1980)
Minnesota	✓		<u>Duxbury v. Spex Feeds, Inc.</u> , 681 N.W.2d 380 (Minn. Ct. App. 2004); Minn. Stat. Ann. § 549.09
Mississippi		✓	<u>Falkner v. Stubbs</u> , 121 So. 3d 899 (Miss. 2013); <u>Upchurch Plumbing, Inc. v. Greenwood Utils. Comm'n</u> , 964 So. 2d 1100 (Miss. 2007); <u>Stockstill v. Gammill</u> , 943 So. 2d 35 (Miss. 2006)
Missouri	✓		<u>Children Int'l v. Ammon Painting Co.</u> , 215 S.W.3d 194 (Mo. Ct. App. 2006); Mo. Rev. Stat. § 408.020
Montana	✓		<u>Am. Music Co. v. Higbee</u> , 2004 MT 349, 324 Mont. 348, 103 P.3d 518; Mont. Code Ann. § 27-1-211
Nebraska	✓		<u>Folgers Architects Ltd. v. Kerns</u> , 262 Neb. 530, 633 N.W.2d 114 (2001); <u>Frank McGill, Inc. v. Nucor Corp.</u> , 195 Neb. 448, 238 N.W.2d 894 (1976); Neb. Rev. Stat. Ann § 45-103.02
Nevada	✓		<u>Albios v. Horizon Cmty's., Inc.</u> , 122 Nev. 409, 132 P.3d 1022 (2006); <u>Bobby Berosini, Ltd. v. People for the Ethical Treatment of Animals</u> , 114 Nev. 1348, 971 P.2d 383 (1998); Nev. Rev. Stat. Ann. § 17.130

State	Jurisdiction Where Prejudgment Interest is Awarded as a Matter of Right or Law	Jurisdiction Where the Award of Prejudgment Interest is Discretionary	Applicable Case/Statute
New Hampshire	✓		<u>Metro. Prop. & Liab. Ins. Co. v. Ralph</u> , 138 N.H. 378, 640 A.2d 763 (1994); N.H. Rev. Stat. Ann. § 524:1-b
New Jersey		✓	<u>Benevenga v. Digregorio</u> , 325 N.J. Super. 27, 737 A.2d 696 (Super. Ct. App. Div. 1999)
New Mexico	✓		<u>Ponder v. State Farm Mut. Auto. Ins. Co.</u> , 2000-NMSC-033, 129 N.M. 698, 12 P.3d 960; <u>Sunwest Bank, N.A. v. Colucci</u> , 1994-NMSC-027, 117 N.M. 373, 872 P.2d 346; N.M. Stat. Ann. § 56-8-3
New York	✓		<u>Van Nostrand v. Froehlich</u> , 2007 NY Slip Op 6108, 44 A.D.3d 54, 844 N.Y.S.2d 293 (App. Div.); N.Y. C.P.L.R. § 5002
North Carolina	✓		<u>Ledford v. Nationwide Mut. Ins. Co.</u> , 118 N.C. App. 44, 453 S.E.2d 866 (1995); N.C. Gen. Stat. § 24-5
North Dakota		✓	<u>Gonzalez v. Tounjian</u> , 2003 ND 121, 665 N.W.2d 705 (N.D. 2003); N.D. Cent. Code § 32-03-05
Ohio	✓		<u>Longbottom v. Mercy Hosp. Clermont</u> , 2013-Ohio-4068, 137 Ohio St. 3d 103, 998 N.E.2d 419; <u>Moskovitz v. Mt. Sinai Med. Ctr.</u> , 1994-Ohio-324, 69 Ohio St. 3d 638, 635 N.E.2d 331; Ohio Rev. Code Ann. § 1343.03
Oklahoma	✓		<u>Badillo v. Mid Century Ins. Co.</u> , 2005 OK 48, 121 P.3d 1080; Okla. Stat. tit. 23, § 6
Oregon		✓	<u>Precision Seed Cleaners v. Country Mut. Ins. Co.</u> , 976 F. Supp. 2d 1228 (D. Or. 2013); <u>Spaid v. 4-R Equip., LLC</u> , 252 Ore. App. 228, 287 P.3d 1138 (2012)
Pennsylvania	✓		<u>Cresci Constr. Servs. v. Martin</u> , 2013 PA Super 66, 64 A.3d 254
Puerto Rico		✓	<u>Redondo Constr. Corp. v. P.R. Highway & Transp. Auth. (In re Redondo Constr. Corp.)</u> , 505 B.R. 388 (Bankr. D.P.R. 2014); <u>De Leon Lopez v. Corporacion Insular de Seguros</u> , 742 F. Supp. 44 (D.P.R. 1990); 31 L.P.R.A. § 3025
Rhode Island	✓		<u>Clark-Fitzpatrick, Inc./Franki Found. Co. v. Gill</u> , 652 A.2d 440 (R.I. 1994); 9 R.I. Gen. Laws § 21-10
South Carolina	✓		<u>Lee v. Thermal Eng'g Corp.</u> , 352 S.C. 81, 572 S.E.2d 298 (Ct. App. 2002); S.C. Code Ann. § 34-31-20
South Dakota	✓		<u>Meyer v. Dixon Bros.</u> , 369 N.W.2d 658 (S.D. 1985); <u>Clements v. Gabriel</u> , 472 N.W.2d 480 (S.D. 1991)
Tennessee		✓	<u>Bakers Constr. Servs. v. Greeneville-Greene Cnty. Airport Auth.</u> , 2015 Tenn. App. LEXIS 326 (Tenn. Ct. App. May 14, 2015); <u>Hunter v. Ura</u> , 163 S.W.3d 686 (Tenn. 2005); <u>Myint v. Allstate Ins. Co.</u> , 970 S.W.2d 920 (Tenn. 1998); Tenn. Code Ann. § 47-14-123
Texas	✓		<u>Medrano v. Medrano</u> , 810 S.W.2d 426 (Tex. App. 1991); <u>Bivens Winchester Corp. v. Poteet</u> , 720 S.W.2d 659 (Tex. App. 1986)
Utah	✓		<u>Trail Mt. Coal Co. v. Utah Div. of State Lands & Forestry</u> , 921 P.2d 1365 (Utah 1996)
U.S. Virgin Islands	✓		<u>Addie v. Kjaer</u> , 836 F.3d 251 (3d Cir. 2016)
Vermont	✓		<u>Remes v. Nordic Grp., Inc.</u> , 169 Vt. 37, 726 A.2d 77 (1999)
Virginia		✓	<u>Advanced Marine Enters. v. PRC, Inc.</u> , 256 Va. 106, 501 S.E.2d 148 (1998); Va. Code Ann. § 8.01-382
Washington	✓		<u>Beal v. Lopez</u> , No. 72919-5-I, 2015 Wash. App. LEXIS 2434 (Ct. App. Oct. 12, 2015); <u>Colonial Imps. v. Carlton N.W.</u> , 83 Wn. App. 229, 921 P.2d 575 (1996)
West Virginia	✓		<u>Harrison Cnty. Dev. Auth. v. Tetrick & Bartlett, PLLC</u> , No. 14-0964, 2015 W. Va. LEXIS 1133 (Nov. 20, 2015); <u>Grove v. Myers</u> , 181 W. Va. 342, 382 S.E.2d 536 (1989); W. Va. Code § 56-6-31
Wisconsin	✓		<u>Loehrke v. Wanta Builders, Inc.</u> , 151 Wis. 2d 695, 445 N.W.2d 717 (Ct. App. 1989); <u>Weyenberg Shoe Mfg. Co. v. Seidl</u> , 140 Wis. 2d 373, 410 N.W.2d 604 (Ct. App. 1987)
Wyoming	✓		<u>Rissler & McMurry Co. v. Atl. Richfield Co.</u> , 559 P.2d 25 (Wyo. 1977)

About the International Association of Defense Counsel

The International Association of Defense Counsel is the oldest international association of attorneys representing corporations and insurers. Its activities benefit the approximately 2,500 invitation-only, peer-reviewed members from more than 45 countries and their clients through networking, educational, and professional opportunities, as well as benefiting the civil justice system and the legal profession. The IADC takes a leadership role in many areas of legal reform and professional development.



This information is provided by the IADC for reference purposes only. It should not be acted upon without first consulting a lawyer with specific expertise in the subject matter. To find an IADC member in a given specialty or geographic location, please go to www.iadclaw.org and click on "Find a Lawyer."

Connect with the IADC!

