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Stanton v. Oceanside Union Free School Dist.

Supreme Court, Appellate Division, Second Department, New York - June 1, 2016 - N.Y.S.3d - 2016 WL 3064564 - 2016 N.Y. Slip Op. 04199

Five festival patrons brought related personal injury actions against school district, soccer club, and lessor of inflatable rides, for injuries sustained when inflatable rides became airborne and struck patrons.

Defendants moved for summary judgment. The Supreme Court, Nassau County, denied motion. Defendants appealed.

The Supreme Court, Appellate Division, held that:

- Club owned no duty for negligent acts of lessor;
- District did not create or have actual or constructive notice of alleged dangerous condition of rides; and
- Club was not liable for contractual indemnification to lessor.

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