

Bond Case Briefs

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LIABILITY - FLORIDA

Elalouf v. School Board of Broward County

District Court of Appeal of Florida, Fourth District - January 6, 2021 - So.3d - 2021 WL 49915 - 46 Fla. L. Weekly D114

High school student athlete brought claim of negligence against school board for injury sustained while playing a soccer game.

The Circuit Court granted summary judgment for the school board. Student appealed.

The District Court of Appeal held that pre-game release signed by student released school board from liability for negligence.

School board was clearly and unambiguously released from liability for negligence claims by language in pre-game release signed by student athlete which released school board from liability for “any injury or claim resulting from athletic participation,” although release did not contain word “negligence”; language unequivocally demonstrated a clear and understandable intention for school board to be relieved from liability.