

Bond Case Briefs

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LIABILITY - GEORGIA

Myers v. Board of Regents of University System of Georgia

Court of Appeals of Georgia - November 13, 2013 - S.E.2d - 2013 WL 5994928

Visitor who injured her ankle when she tripped on edge of pothole in college campus parking lot brought negligence action against the Board of Regents of the University System of Georgia, based on allegedly unsafe condition of parking lot. The trial court granted Board's motion to dismiss for lack of subject matter jurisdiction, based on plaintiff's failure to provide sufficient ante litem notice to Board. Plaintiff appealed.

The Court of Appeals reversed, holding that plaintiff sufficiently identified the "amount of loss claimed" against Board of Regents so as to comply with requirements of ante litem notice statute.

Even though visitor did not include dollar amount of claimed loss, her notice stated that she had fractured her left ankle by stepping in pothole and that the amount of her loss was yet to be determined since she was still incurring medical bills and did not know the full extent of her injury, which provided the Board adequate notice of alleged nature, location, and cause of visitor's injuries.