

Bond Case Briefs

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LIABILITY - ALABAMA

Morrow v. Caldwell

Supreme Court of Alabama - March 14, 2014 - So.3d - 2014 WL 982969

Mother of minor, who was electrocuted when he came in contact with tenant's chain-link fence, brought wrongful-death action against tenant and city's electrical inspector in his individual capacity for negligence in inspecting tenant's premises. The Circuit Court denied inspector's motion for judgment declaring that \$100,000 cap on damages against a municipality applied to him. Inspector sought certification and review by the Supreme Court.

The Supreme Court held that as a matter of first impression, cap on damages for claims against a municipality did not limit the recovery on a claim against a municipal employee in his or her individual capacity.