

# **Bond Case Briefs**

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## **LIABILITY - RHODE ISLAND**

### **Berman v. Sitrin**

**Supreme Court of Rhode Island - November 10, 2014 - A.3d - 2014 WL 5818980**

Tourist, who was severely injured in fall from public walkway along oceanside cliff, brought negligence action against state and other defendants.

The Supreme Court of Rhode Island held that:

- Trial court acted within its discretion in denying motion for change of venue;
- Trial court acted within its discretion in taking jury to view walkway;
- Trial court's determinations during trial did not violate law of case doctrine;
- Any error in admitting irrelevant evidence regarding ownership of land was not prejudicial;
- Trial court acted within its discretion in excluding letter from college president regarding death of student from fall;
- Trial court's instruction regarding city's liability insurance did not violate rule barring admission of evidence of such insurance; and
- Trial court acted within its discretion in denying motion to vacate judgment based on claims of newly discovered evidence.