

# **Bond Case Briefs**

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## **IMMUNITY - MARYLAND**

### **Zilichikhis v. Montgomery County**

**Court of Special Appeals of Maryland - May 28, 2015 - A.3d - 2015 WL 3451752**

Pedestrian who slipped and fell in county-owned parking garage brought action against county and private companies that operated and maintained garage. The Circuit Court entered summary judgment in favor of defendants, and pedestrian appealed.

The Court of Special Appeals held that:

- Pedestrian's answers to interrogatories were inadmissible to oppose summary judgment;
- Photographs and expert opinion based on the photographs were inadmissible to oppose summary judgment;
- County and private companies lacked knowledge of oil spot upon which pedestrian had slipped; and
- County was entitled to governmental immunity from liability.

Pedestrian who slipped and fell in parking space in county-owned parking garage did not fall in a public way, and thus county was entitled to governmental immunity from liability for pedestrian's injuries; there was no showing that parking space was located on any walking route, and county's duty to maintain its sidewalks and footways would not be expanded to include all of the parking spaces within a public parking garage.