

Bond Case Briefs

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Ex parte City of Guntersville

Supreme Court of Alabama - May 26, 2017 - So.3d - 2017 WL 2303161

City park patron filed a negligence action against city after she tripped and fell on diagonal crossbar around parking lot at city park.

The Circuit Court denied city's motion for summary judgment. City petitioned for a writ of mandamus.

The Supreme Court of Alabama held that city park patron failed to establish that city had actual knowledge that diagonal crossbar around parking lot in city park presented a condition, use, structure, or activity that involved an unreasonable risk of death or serious bodily harm, as required for exception to recreational-use immunity to apply and allow patron to maintain her negligence action against city.