

Bond Case Briefs

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LIABILITY - GEORGIA

Berrian v. Max Grin, LLC

Court of Appeals of Georgia - October 30, 2023 - S.E.2d - 2023 WL 7122529

Patron of entertainment complex's roller skating rink filed suit against complex for negligence, arising out of injuries sustained when she fell while skating toward rink.

The Superior Court granted complex's motion for summary judgment, and patron appealed.

The Court of Appeals held that:

- Complex was "roller skating center," within meaning of Roller Skating Safety Act, and thus, patron assumed risk of injuries from fall;
- Patron, who was chaperoning students at complex was "roller skater," and not "spectator," within meaning of Act;
- Complex complied with its obligations under Act to "[p]ost the duties of roller skaters and spectators ... in conspicuous places and [m]aintain the stability and legibility of all required signs, symbols, and posted notices"; and
- Complex was not subject to liability for patron's injuries based on its alleged noncompliance Act requirement that complex comply with ordinarily accepted industry safety standards and to "maintain roller skating equipment and roller skating surfaces."