

Grinnell Mutual Reinsurance Company v. Fisher

Case Number

A-16-1047

Court Number

Richardson

Call Date

December 13, 2017

Case Time

1:00 PM

Case Audio

Download Audio

Case Summary**A-16-1047, Grinnell Mutual Reinsurance Co. v. Robert D. Fisher (appellant)**

Richardson County, District Judge Daniel E. Bryan, Jr.

Attorneys for Appellant: Douglas E. Merz and Zachary L. Blackman (Weaver & Merz Law Office)

Attorney for Appellee: Marvin O. Kieckhafer (Smith Peterson Law Firm, LLP)

Civil Action: Declaratory Judgment

Action Taken by Trial Court: The district court granted summary judgment on the insurance company's complaint for a declaratory judgment determining its rights and liabilities under a commercial general liability policy held by Fisher. The district court found there was no occurrence to trigger coverage under the policy, and the policy excluded the damages at issue in the underlying case. The court denied Fisher's motion for summary judgment in which he claimed the district court did not have jurisdiction to hear the declaratory judgment action.

Assignments of Error on Appeal: Fisher assigns, restated, that the district court erred by: (1) denying his motion for summary judgment; (2) granting the insurance company's motion for summary judgment; and (3) allowing the submission of depositions from another case.

Case Location

Lincoln

Schedule Code

A2

Panel Text

Moore, Chief Judge, Inbody, and Bishop, Judges
