

MICHIGAN LAWYERS WEEKLY

VERDICTS & SETTLEMENTS

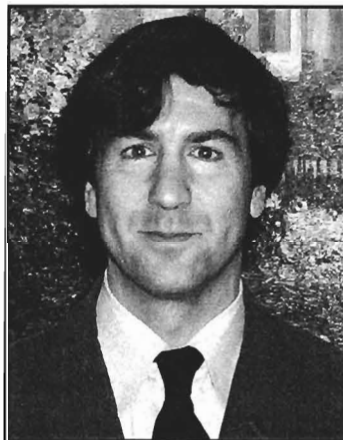
Condominium developer secures \$360K settlement *Contractor, subcontractor pay restitution for repairs*

A condominium complex developer discovered defects in the construction of the condominiums and made a demand on the builder and a subcontractor to repair.

When they procrastinated, the developer retained its own experts to discover the cause of defects in the piping system.

After the builder and the subcontractor refused to make repairs, the developer made the repairs itself, and sued the builder, subcontractor and supplier for reimbursement.

The defendants claimed, among other things, lack of privity, economic loss doctrine, and that the developer was not



GERARD V. MANTESE

entitled to payment because it effected repairs as a volunteer. The case settled for \$360,000, pursuant to case evaluation, and the defendants made a cash payment of the full amount to the developer.

Type of action: Breach of contract and negligence

Type of injuries: Reimbursement of expert costs and repair costs

Name of case: Confidential

Court/Case no./Date: Confidential

Name of judge: Confidential

Settlement amount: \$360,000

Attorney for plaintiff: Gerard V. Mantese (pictured)

Attorney for defendant: Withheld

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