

SUMMARY STATEMENT

Packer v. Riverbend Communications, LLC

Docket No. 46964

This is a premises liability case involving a vendor, Nicole Packer, who was injured when she fell from an unlit loading dock at the Kingston Plaza in Idaho Falls, Idaho. Packer alleged that she had been directed to use the rear exit by a representative of Riverbend Communications, LLC, the organizer of the exposition and the occupier of the property. The rear exit was unlit, and when Packer left the building, she was unable to re-enter. Because of the lack of light, Packer did not realize she was on a loading dock five feet above the adjoining pavement. When she proceeded towards the lit parking lot, she fell to the asphalt and was seriously injured.

Packer sued the owner of the property, Kingston Properties, as well as Riverbend Communications, LLC. The defendants sought and were granted summary judgment. Packer unsuccessfully moved for reconsideration. She timely appealed the district court's decision granting summary judgment in favor of Riverbend. The Idaho Supreme Court reversed the district court's decision granting summary judgment, and remanded for further proceedings.