

## **SUMMARY STATEMENT**

*Dupuis v. Eastern Idaho Health Services dba Eastern Idaho Regional Medical Center*  
Docket No. 47917

This is an appeal from a grant of summary judgment. Victor Dupuis brought suit against Eastern Idaho Regional Medical Center (EIRMC) after he slipped and fell on ice in the hospital's parking lot after visiting his wife. EIRMC moved for summary judgment, arguing primarily that Dupuis was only a licensee, not an invitee, and that the hospital had not breached its duty owed a licensee. The district court granted summary judgment against Dupuis, holding that he was only a licensee. Dupuis timely appealed.

The Supreme Court held that a hospital visitor is an invitee as a matter of law, and determined that the district court's mistake of law rendered moot its failure to resolve a motion to strike before summary judgment. The Supreme Court also held that no additional common law duty was created by EIRMC's contract with a snow removal company. Accordingly, the Supreme Court reversed the order granting summary judgment, vacated the judgment entered, and remanded for further proceedings.

***\*\*\*This summary constitutes no part of the Court's opinion. It has been prepared by court staff for the convenience of the public.\*\*\****