

## **SUMMARY STATEMENT**

*Richardson v. Z&H Construction*, Docket No. 46587

Michael Richardson was injured on a construction site when he fell through a crawl space cover. After receiving a worker's compensation award from his employer, Richardson sued three other contractors on the job site for negligence (collectively, the "Respondent LLCs"). The district court granted the Respondent LLCs' motion for summary judgment, determining that the Respondent LLCs were Richardson's statutory co-employees under the Worker's Compensation Law and immune from suit pursuant to the exclusive remedy rule. Richardson appealed the district court's judgment.

The Supreme Court affirmed the district court's judgment. The Supreme Court held that while the Respondent LLCs were not Richardson's statutory employer, they qualify as "employees" pursuant to Idaho Code section 72-209(3). Thus, the Supreme Court held that the Respondent LLCs are statutorily immune from suit pursuant to the Worker's Compensation Law.