

Cundiff, Jean vs. State Farm Automobile Insurance Company

Year: 2006

Court: Arizona Supreme Court

Case Number: Supreme Court of Arizona, No. CV-07-0057-PR, Court of Appeals No. 2 CA-CV 2005-0209, 213 Ariz. 541, 145 P. 3d 638 (App. 2006)

Under Arizona law, an insurer should not be allowed to use the “off-set” clause in the underinsured motorist (UIM) coverage in order to reduce the amount of UIM benefits paid to its policyholder by the amount of benefits the policyholder received from a workers’ compensation insurer.

UP's brief was written pro bono by Stanley G. Feldman of Haralson, Miller, Pitt, Feldman & McAnally, PLC