

Employers Insurance of Wausau vs. City of Waukegan, Illinois

Year: 1997

Court: Illinois Appellate Court, 2nd District

Case Number: 2-97-0606, 2-97-0901

The duty to defend should be determined solely from the allegations appearing on the face of the complaint. In determining whether or not the insurance company has the duty to defend, the trial court cannot examine testimony, depositions, affidavits or other documents.

UP's brief was written pro bono by John A. MacDonald, Esq. of Anderson Kill & Olick, PC, Steven P. Kaiser, Esq. and Amy Bach, Esq.