

Griffith Oil Company, Inc. vs. National Union Fire Insurance Company of Pittsburgh

Year: 2008

Court: New York State Supreme Court, Appellate Division, Department 4

Case Number: Appellate Division Docket Nos. CA 08-00930 and CA 08-026565

UP urges the Court to reverse the lower court's ruling that a Products Completed Operations Hazard provision includes a restrictive condition that the policyholder physically possesses its product prior to the occurrence. The plain language of the insurance policy, and the fundamental purpose behind the provision, and the reasonable expectations of the policyholder do not support such a requirement.

UP's brief was written pro bono by John G. Nevius of Anderson, Kill & Olick, PC