# CAPTION: BREAZEALE V. INFRASTRUCTURE & DEVELOPMENT ENGINEERING, INC.

**12-21-22**

APPEAL NO.: C-220206

TRIAL NO.: A-2102849

KEY WORDS: ECONOMIC-LOSS RULE ― CIV.R. 56(C)

SUMMARY:

In a negligence action brought by homeowners against an engineering firm arising from a landslide, the trial court erred in granting summary judgment to the engineering firm on the basis of the economic-loss rule, because the homeowners alleged damage to tangible property, and not purely economic loss, including damage to the foundation of their home, landscaping, the utilities lines, trees, the retaining wall, the pool, and the land.

JUDGMENT: REVERSED AND CAUSE REMANDED

JUDGES: OPINION by WINKLER, J.; ZAYAS, P.J., and CROUSE, J., CONCUR.