

Lazina Khan successful on Summary Judgment Motion

May 4, 2018

The plaintiff sued the defendants for damages of \$5 million for loss of his hand from an injury sustained during a tug-of-war game at the defendants' campground. The defendants commenced a Third Party Claim against nine participants in the tug-of-war game.

We brought a summary judgment motion to dismiss the Third Party Claim; Lazina Khan argued the motion.

Further to written reasons, Justice Cavanagh dismissed the Third Party Claim, concluding that the relationship between the participants in a recreational tug-of-war game and the plaintiff was not sufficient to establish a duty of care. The court ordered the defendants to pay costs of \$45,234.10.