

# NORTH CAROLINA SUMMARY JUDGMENT WRONGFUL DEATH



**A**ttorney Rod Pettey won summary judgment for a major hotel chain on a wrongful death claim in which a young child was beat to death by his mother in a hotel room. The Estate claimed that guests complained of hearing stomping and commotion in the room, yet the hotel did nothing. With the use of a security expert, witness affidavits and motions to strike certain portions of plaintiff's evidence, the court granted motion for summary judgment. Recently the decision was unanimously affirmed by the North Carolina Court of Appeals.



**Rod Pettey**

919.835.0900 Ext. 158  
[rpettey@ymwlaw.com](mailto:rpettey@ymwlaw.com)