

The Perecoan Firm Scores Another Victory

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The Perecoan firm scored another victory for an injured construction worker in their appeal of the [Stallone v. Plaza Construction Corp.](#) case today. Once again the law regarding construction worker protection has been advanced. Despite the trial judges denial of their summary judgment motion, two separate times, the appeals court reversed that decision and granted the injured worker summary judgment so that his case may go forward for a jury to decide only how much he is entitled to.

The Perecoan firm had argued that since the ladder's rungs were round, narrow, and not equipped with anti-slip measures and since it was dark and defendants provided no lifeline to him as he climbed, they had not provided sufficient protection.

The trial judge had decided that summary judgment was not proper because a jury had to decide if the defendants were required to provide more protection than the ladder itself where, as here, the crane operator had slipped off its rungs.

The Appellate Division, First Department found that the failure to provide protection from his falling risk was enough to entitle him to summary judgment.

Get Legal Help

The [New York Construction Accident Attorneys](#) focus on cases involving personal injury, construction accidents, and wrongful death in New York and New Jersey, including Manhattan, Queens, Brooklyn, Westchester, the Bronx, Long Island, Harlem, and upstate New York. Contact David Perecoan of [The Perecoan Firm](#).