

Wisconsin Supreme Court and Court of Appeals Case Access

5 Walworth, LLC v. Engerman Contracting, Inc.

Appeal Number 2019AP001085

CONSOLIDATED

Supreme Court

SUMMARY

Short Caption	Status	Maintenance
5 Walworth, LLC v. Engerman Contracting, Inc.	CL	
Class	Court	
Property Damage	Supreme Court	
Disposition	County	
Affirmed and remanded 06-20-2023	Walworth	

Circuit Court Case Numbers

Case Number	Circuit Court Judge	Responsible Circuit Court Judge
2018CV000319	Johnson, Daniel S.	Johnson, Daniel S.

Consolidated Case Numbers

Case Number	Caption	Filing Date
2019AP001085	5 Walworth, LLC v. Engerman Contracting, Inc.	06-17-2019
2019AP001086	5 Walworth, LLC v. Engerman Contracting, Inc.	06-17-2019

Parties and Attorneys

Side Party Name	Party Type(s)	Attorney(s)	Address
1 5 Walworth, LLC	Plaintiff	Clark, James R. Heinen, Gregory	777 E. Wisconsin Ave. Milwaukee, WI 53202-5300 777 E. Wisconsin Ave. Milwaukee, WI 53202-5306
2 Engerman Contracting, Inc.	Defendant	Gardiner, Thomas G. LaFlamme, Eugene M.	500 Commercial Ct., Ste. 300 Lake Geneva, WI 53147-4564 N19W24200 Riverwood Dr.,

				Ste. 125 Waukesha, WI 53188
			Kempowski, Jacob	N19W24200 Riverwood Dr., Ste. 125 Waukesha, WI 53188
			Gleason, Richard C.	53 W. Jackson Blvd., Ste. 950 Chicago, IL 60604
			LaGrotta, Michelle M.	53 West Jackson Blvd. Chicago, IL 60604
2	Downes Swimming Pool Co., Inc.	Defendant Third-Party Plaintiff	Carney, James A.	P.O. Box 2000 Janesville, WI 53547-2000
			Dassow, Adam J.	P.O. Box 2000 Janesville, WI 53547
2	West Bend Mutual Insurance Company	Defendant Petitioner	Darling, Eric S.	2600 N. Mayfair Rd., Ste. 1000 Milwaukee, WI 53226
			Koltz, Henry E.	2600 North Mayfair Road, Suite 1000 Milwaukee, WI 53226
			LaFlamme, Eugene M.	N19W24200 Riverwood Dr., Ste. 125 Waukesha, WI 53188
			Kempowski, Jacob	N19W24200 Riverwood Dr., Ste. 125 Waukesha, WI 53188
2	The Cincinnati Insurance Company	Defendant Third-Party Plaintiff	Carney, James A.	P.O. Box 2000 Janesville, WI 53547-2000
			Dassow, Adam J.	P.O. Box 2000 Janesville, WI 53547
2	General Casualty Company of Wisconsin	Defendant Petitioner	Johnson, Robert F.	411 E. Wisconsin Ave., Ste. 1000 Milwaukee, WI 53202
			LaFlamme, Eugene M.	N19W24200 Riverwood Dr., Ste. 125 Waukesha, WI 53188
			Raines, Douglas M.	Suite 1100 511 North Broadway Milwaukee, WI 53202
			Kempowski, Jacob	N19W24200 Riverwood Dr., Ste. 125 Waukesha, WI 53188
3	Otto Jacobs Company, LLC	Third-Party Defendant Appellant	Halloin, Scott R.	839 N. Jefferson St., Ste. 503 Milwaukee, WI 53202
			Shadman Emerson, Sheila Lea	839 N. Jefferson St., Ste. 503 Milwaukee, WI 53202
3	Acuity	Third-Party	Mirabella, Joseph M.	Suite 410

Defendant
Respondent
Petitioner

311 E. Chicago Street
Milwaukee, WI 53202

Interested Parties

Name	Address	Title	Comment
Friedman, James A.	P.O. Box 2719 One East Main Street, Suite 500 Madison, WI 53701-2719	Amicus	Wisconsin Insurance Alliance ("WIA") and American Property Casualty Insurance Association ("APCIA")
Marcellis, Matthew L.	501 Wildwood Ridge Colgate, WI 53017	Amicus	Allied Construction Employers' Association ("ACEA")

Citation Information

Court	Volume	Publisher	Page
CA	399	Wis. 2d	240
CA	963	N.W.2d	779
SC	408	Wis. 2d	39
SC	992	N.W.2d	31

Public Domain Citation Information

Court	PDC
CA	2021 WI App 51
SC	2023 WI 51