

# Wisconsin Supreme Court and Court of Appeals Case Access

5 Walworth, LLC v. Engerman Contracting, Inc.

Appeal Number 2019AP001085

**CONSOLIDATED**  
Supreme Court

## SUMMARY

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

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## Circuit Court Case Numbers

<b>Case Number</b>	<b>Circuit Court Judge</b>	<b>Responsible Circuit Court Judge</b>
2018CV000319	Johnson, Daniel S.	Johnson, Daniel S.

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## Consolidated Case Numbers

<b>Case Number</b>	<b>Caption</b>	<b>Filing Date</b>
<a href="#">2019AP001085</a>	5 Walworth, LLC v. Engerman Contracting, Inc.	06-17-2019
<a href="#">2019AP001086</a>	5 Walworth, LLC v. Engerman Contracting, Inc.	06-17-2019

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## Parties and Attorneys

<b>Side Party Name</b>	<b>Party Type(s)</b>	<b>Attorney(s)</b>	<b>Address</b>
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

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SC	2023 WI 51