Seigfreid Bingham Secures Two Recent Federal Court Victories

Seigfreid Bingham recently secured two significant victories for clients, obtaining complete summary judgment in separate matters before the U.S. District Court for the District of Kansas and the U.S. District Court for the Western District of Missouri.

The two rulings, issued about a month apart, resulted in summary judgment and dismissal of the lawsuits against Seigfreid Bingham's clients.

In the first matter, *BluSky Restoration Contractors, LLC v. Labor Source, LLC*, Seigfreid Bingham attorneys Shannon Johnson and Jordan May represented Labor Source in a dispute arising from a previous wage-and-hour class action involving temporary workers. BluSky sought more than $1.5 million in damages from Labor Source, alleging breach of implied contract, implied indemnity, and promissory estoppel.

On September 30, U.S. District Judge Holly L. Teeter granted Labor Source's motion for summary judgment and entered judgment in its favor on all claims. The court concluded the parties' existing written agreement governed their relationship and did not require Labor Source to indemnify BluSky.

Just over a month later, Seigfreid Bingham attorneys Shannon Johnson and Jordan May obtained another complete summary judgment victory in *Terry Thomason v. LL Historic LLC d/b/a Aegis Law*. The lawsuit, pending in the Western District of Missouri, asserted claims against Seigfreid Bingham's client Aegis Law arising from escrow services provided by a former Aegis Law attorney through a separate business. Plaintiff was seeking over $2 million in damages.

On November 2, U.S. District Judge Roseann A. Ketchmark granted Aegis Law's motion for summary judgment on all claims. Among other findings, the court concluded the plaintiff had not established a triable issue regarding Aegis Law's derivative liability under *respondeat superior* or apparent authority. The court also concluded that the breach of fiduciary duty claim was subsumed by the professional negligence claim under Missouri law.

Together, the rulings represent two complete summary judgment victories by the same Seigfreid Bingham litigation team in Kansas City-area federal courts within approximately five weeks.