

SUPREME COURT OF VIRGINIA



SUPREME COURT BUILDING
100 NORTH NINTH STREET
RICHMOND, VIRGINIA 23219
(804) 786-2259

Granted Appeal Summary

Case

RICHARD J. HRYNIEWICH, ET AL. v. TIMOTHY B. PRIDEMORE, ET AL.
(Record Number 180379)

From

The Circuit Court of the City of Norfolk; D. Lannetti, Judge.

Counsel

David H. Sump and William A.M. Burke (Willcox & Savage, P.C.) for appellant.

L. Steven Emmert (Sykes, Bourdon, Ahern & Levy, P.C.) and Keith J. Leonard (Huffman & Huffman Brothers-in-Law, PLLC) for appellee.

Assignments of Error

A. The Norfolk Circuit Court erred by holding that a maritime law enforcement officer's defense of qualified immunity under the general maritime law of the United States is solely a jurisdictional defense that is inapplicable in a Virginia state court maritime tort case filed pursuant to the saving to suitors clause of 28 U.S.C. § 1333.

B. The Norfolk Circuit Court erred by denying Appellant Richard J. Hryniewicz's Motion for Summary Judgment because the undisputed facts identified in that Motion show that, under the general maritime law of the United States, Appellant was entitled to judgment as a matter of law.