

LIMITATION OF ACTIONS



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- Statutes of Repose run from date project completed.
- 4 year: Patent Defects: from time substantially complete CCP § 337.1.
- 10 year: Latent Defects CCP § 337.15.



Purpose of Statutes of Repose:

- Peace and serenity in business . . . as to liability for property damage not so bodily injury.
- Latent: At time improvement finished: *Eden v. Vahtine*, 83 Cal.3d 879 (1978).
- Latent: Damage by mudslide. Defects in slope, landfill drainage. (*Stoneson Devl. v. Superior Court*, 197 Cal.3d 178 (1987); *Barnhouse v. City Pinde*, 133 Cal.3d 171 (1982).)



Latent vs. Patent

- Patent: Discoverable for reasonable inspection.
- Latent: Need expert investigation question of fact: *Becker v. Walker & Walker Inc.*, 133 Cal.3d 746 (1982).

