

NEVADA

Construction Defect as Occurrence

Gary G. Day Constr. Co. v. Clarendon Am. Ins. Co., 459 F. Supp. 2d 1039 (D. Nev. 2006). Water intrusion was an occurrence under a framing contractor's CGL policy since the damage was not expected, foreseen, or intended by the contractor or the homeowners.

Application of Property Damage Exclusions

McKellar Dev. v. Northern Ins. Co., 837 P.2d 858 (Nev. 1992). The court applied the subcontractor exception to the BFPDE Work Performed Exclusion to a claim involving defective compacting of soil by a subcontractor. The Completed Operations Hazard Exclusion applied only to faulty work performed by the insured's subcontractor.