

MARKS & WEINBERG, P.C.

Fidelity Leasing, Inc. v. Limestone County Bd. of Education

2000 WL 1185381 (Pa. Super. filed Aug. 22, 2000)

On interlocutory appeal, the court held that the exercise of in personam jurisdiction over the lessee was unconstitutional because, despite the provision in the agreement that stated the lease agreement was entered into in the Commonwealth of Pennsylvania, the lessee did not have sufficient minimum forum contacts with Pennsylvania. The lessee was a non-resident of Pennsylvania and (a) never contacted lessor directly, (b) the lessee merely contacted the vendor, who was located in Alabama, (c) the lessee conducted all of the negotiations and signed the agreement in Alabama, and (d) the lessee was required to use the equipment in Alabama.

Marks & Weinberg, PC is a law firm with significant experience in dealing with virtually every type of equipment and facility lease financing. The lawyers of the firm have participated in leasing financings for more than a billion dollars of equipment and are recognized throughout the industry. If you would like more cases or articles on leasing, or have any questions or comments about this Article or other leasing issues, please visit leaselawyer.com or contact Barry Marks at 205.251.8303 or Ken Weinberg at 205.251.8307.

