

MARKS & WEINBERG, P.C.

Royal Fixture Company v. Phoenix Leasing

891 S.W. 2d 553 (Mo. App. 1/31/95)

Vendor shipped equipment on telephone assurance from leasing company employee that the only thing left to be done was execution of the Acceptance Certificate. In fact, the Acceptance Certificate was apparently signed in advance, but other documentation was not. Court finds for vendor, despite claim that employee was not authorized to approve shipment and purchase order prohibited oral modifications of its terms. The leasing company was stuck with improperly-executed lease documents and was forced to pay for the equipment.

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.

