

STATE OF MICHIGAN
COURT OF APPEALS

AMER SABOO, as Next Friend of ANDREW
SABOO,

UNPUBLISHED
October 14, 1997

Plaintiff-Appellant,

v

No. 192296
Oakland Circuit Court
LC No. 94-489210-NO

YOUNG MEN'S CHRISTIAN ASSOCIATION,

Defendant-Appellee.

Before: Smolenski, P.J., and Fitzgerald and Gage, JJ.

MEMORANDUM.

Plaintiff appeals as of right from the circuit court order granting summary disposition to defendant and dismissing plaintiff's premises liability claim. We affirm.

Plaintiff's three-year-old son was injured when he pulled a table onto himself in defendant's locker room and broke one or two of his fingers. Plaintiff argues that, although there was nothing defective about the table's design or construction, the decision to place a narrow table in a locker room used in part by children gave rise to premises liability. We disagree with plaintiff's position.

The duty to protect an invitee "requires the defendant to conform to a particular standard of conduct in order to protect others against *unreasonable* risks of harm." *Riddle v McLouth Steel Products Corp*, 440 Mich 85, 96; 485 NW2d 676 (1992). Invitors have a duty to exercise reasonable care in protecting their invitees, but they are not absolute insurers of the safety of their invitees. *Bertrand v Alan Ford, Inc*, 449 Mich 606, 614; 537 NW2d 185 (1995). In the present case, there was nothing about the table's use which made the risk of harm unreasonable. This determination is part of the analysis of the scope of a landowner's duty, which is a question of law for the court to decide. *Riddle, supra* at 95. The circuit court therefore did not err by making this determination as a matter of law and ruling that defendant was entitled to summary disposition.

Affirmed.

/s/ Michael R. Smolenski

/s/ E. Thomas Fitzgerald

/s/ Hilda R. Gage