

452.455 Where action against common carrier upon contract to carry property or for tort must be brought.

Excepting the actions mentioned in KRS 452.465, an action against a common carrier, whether a corporation or not, upon a contract to carry property, must be brought in the county in which the defendant, or either of several defendants, resides; or in which the contract is made; or in which the carrier agrees to deliver the property. An action against such carrier for an injury to a passenger, or to other person or his property, must be brought in the county in which the defendant, or either of several defendants, resides; or in which the plaintiff or his property is injured; or in which he resides, if he resides in a county into which the carrier passes; provided, if the action be brought by a personal representative, the residence of the decedent, and not that of the personal representative shall control.

Effective: July 1, 1953

History: Transferred 1952 Ky. Acts ch. 84, sec. 1, effective July 1, 1953, from C.C. sec. 73. -- C.C. sec. 73 amended 1928 Ky. Acts ch. 171, sec. 1.