

06-84 SAFECO INSURANCE CO. V. BURR

DECISION BELOW:140 Fed Appx 746

LOWER COURT CASE NUMBER: 04-35313

QUESTIONS PRESENTED:

Whether the Ninth Circuit erred in holding that a defendant can be found liable for a “willful” violation of the Fair Credit Reporting Act (“FCRA”) upon a finding of “reckless disregard” for FCRA’s requirements, in conflict with the unanimous holdings of other circuits that “willfulness” requires actual knowledge that the defendant’s conduct violates FCRA.

CERT. GRANTED 9/26/2006

CONSOLIDATED WITH 06-100 FOR ONE HOUR ORAL ARGUMENT.