

**QUESTION 2 THE ANSWER TO THIS QUESTION SHOULD GO IN BLUEBOOK I
OR IN SOFTEST ANSWER SCREEN 2**

Robert Reston decided to redecorate his master bedroom and bathroom. In anticipation, he telephoned Greg's Granite and spoke to Greg. Reston introduced himself, told Greg the size and type of granite that he needed for his bathroom, and that his "interior decorator would be stopping by to formalize the order."

Two days later, Reston selected Decor by Dennis as his interior decorator. Reston called Dennis and invited him over to sign the contract. He also told Dennis that Greg's Granite would be supplying the granite, but that the order needed to be placed. En route to meet with Reston and sign the contract, Dennis first stopped by Greg's Granite, identified himself to Greg as Robert Reston's interior decorator, and placed the granite order.

Subsequently, Reston and Dennis signed a contract permitting Dennis to "design and implement" a complete redecoration of Reston's master bedroom and bathroom. Reston selected the color scheme and generally described what he wanted, but left the rest of the details completely up to Dennis. Dennis secured various craftsmen to accomplish the project, including Cal Carpenter and Pete Painter.

Toward the end of the project, Dennis and Pete went out for drinks after work one night and got into a heated political argument. Dennis punched Pete in the face, breaking Pete's jaw.

After the project was completed to Reston's satisfaction, Reston refused to pay either Greg's Granite or Cal the Carpenter. Pete filed a lawsuit against Reston for his broken jaw, claiming that Reston is vicariously liable for Pete's injuries.

Applying principles of Michigan agency law, discuss whether Reston is required to pay

- (1) Greg's Granite or
- (2) Cal Carpenter.

Also discuss whether Reston will be liable to Pete for his injuries.

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