

102.26 PROXIMATE CAUSE - ACT OF GOD.

An Act of God occurs only by violence of nature without the interference of any human. It is a natural event resulting from physical causes alone.¹

Where the sole proximate cause of a person's [injury] [damage] is an Act of God, that person may not recover anything for *his* [injury] [damage]. Where an Act of God joins with the negligent act of another in proximately causing a person's [injury] [damage], that person may recover for *his* [injury] [damage].

1. *Lea Co. v. N.C. Bd. of Transp.*, 308 N.C. 603, 615-16, 304 S.E.2d 164, 173-74 (1983), *aff'd on other grounds*, 317 N.C. 254, 345 S.E.2d 355 (1986), *aff'd on other grounds*, 323 N.C. 697, 374 S.E.2d 866 (1989).