

AGENCY--USE OF AGENT'S OWN VEHICLE.

A principal is liable for *his* agent's negligence in the operation of the agent's own motor vehicle if it was being used in the course and scope of the agent's authority or employment and the principal knew, or should have known, that the agent was so using it. This is true even though the principal had no right of control over the agent's vehicle, and even though the principal was not responsible for its condition, upkeep or operation.¹

¹See *Ellis v. Service Co.*, 240 N.C. 453 (1954).

