

No. 1-07-0088

Here, accepting as true all well-pleaded facts and reasonable inferences drawn therefrom, we find that plaintiff failed to sufficiently state a cause of action regarding negligent infliction of emotional distress. Accordingly, the trial court did not err in dismissing this claim pursuant to defendant's section 2-615 motion to dismiss. Specifically, plaintiff alleged in her amended complaint that, when her vehicle stalled on the highway:

"22. Fatal accident might occur under such circumstances. No one wants such experience, and no one will be lucky all the time. Engine stall at highway speed could cause deaths or serious bodily injury."

As a result of her vehicle being out of commission, plaintiff rented a car, took public transportation, and walked. Plaintiff alleged that:

"79. In 2003, for three months Plaintiff had to rent a car, going to work. In 2004 Plaintiff had to take train and bus, then walk, going to work. It would take four to five hours every day. It is an experience of inconvenience, embarrassment and humiliation."

Plaintiff also alleged that:

"98. [Defendant] negligently inflicted emotional distress to Plaintiff, by its failure to thoroughly inspect and test the car before the sale, by its failure to properly perform mechanical check up during the sale. As a result of [defendant's] negligence of its duty, Plaintiff suffered scare, aggravation, inconvenience, humiliation and emotion [*sic*] distress."

Even when we assume these allegations are true, that plaintiff suffered "scare, aggravation,