

PRECEDENTIAL OPINIONS OF THE COURT OF APPEALS
FILED MONDAY, JUNE 24, 2024

A23-1460 *Galaxy Wireless, LLC, Respondent, vs. Western National Mutual Insurance Company, Appellant.*

Hennepin County District Court, Hon. Laurie J. Miller.

Unless otherwise provided for in a fire-insurance policy, total-loss coverage under Minnesota Statutes section 65A.08 (2022) applies only to total loss of a building, not loss of an insured-lessee's tenant improvements to leased premises in a building.

Affirmed. Chief Judge Susan L. Segal.

A23-1368 *State of Minnesota, Respondent, vs. Nicholas David Butze, Appellant.*

Becker County District Court, Hon. Gretchen Thilmony.

In a prosecution for driving after suspension of driving privileges, the admission of a Minnesota Department of Public Safety "certificate of order sent" that is created after the prosecution has begun for the purpose of proving the element that the defendant was served notice of the suspension by mail violates a criminal defendant's Sixth Amendment right to confrontation to the extent that the certificate of order sent contains information about mailing that is not in the underlying notice of suspension or other nontestimonial agency record.

Reversed and remanded. Judge Tracy M. Smith.