An employer is subject to liability for physical harm to third persons caused by his failure to exercise reasonable care to employ a competent and careful contractor

(a) to do work which will involve a risk of physical harm unless it is skillfully and carefully done, or

(b) to perform any duty which tne employer owes to third persons.

Id.

38. See id.; Annot., 78 A.L.R.3d 910, 915-919 (1977).

39. Id.

40. Ellis & Lewis v. Warner, 180 Ark. 53, 20 S.W.2d 320 (1929).

41. Watsontown Brick Co. v. Hercules Powder Co., 265 F. Supp. 268 (M.D. Pa.), aff'd., 387 F.2d 99 (3rd Cir. 1967).

42. Gettemy v. Star House Movers, Inc., 225 Cal, App. 2d 636, 37 Cal. Rptr. 441 (Cal. Ct. App. 1964).

43. Gomien v. Wear-Ever Aluminum, Inc., 50 Ill.2d 19, 276 N.E.2d 336 (1971).

44. Gettemy v. Star House Movers, Inc., 225 Cal. App. 2d 636, 37 Cal. Rptr 441 (Cal. Ct. App. 1964).

45. Watsontown Brick Co. v. Hercules Powder Co., 265 F. Supp. 268 (M.D. Pa.), aff'd., 387 F.2d 99 (3rd Cir. 1967),

46. Hess v. Upper Mississippi Towing Corp., 559 F.2d 1030, 1033 (5th Cir.), reh'g denied, Hess v. Upper Mississippi Towing Corp., (5th Cir. 1977), cert. denied, Hess v. Upper Mississippi Towing Corp., 435 U.S. 924 (1978).

47. See, e.g., Moloso v. State, 644 P.2d 205 (Alaska 1982). See also, Restatement (Second) of Torts Section 410 (1965), which provides: