

VIA: ZOOM, BOISE, JANUARY 20, 2022, AT 10:30 A.M.

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 48843

WENDY ELAINE TAYLOR,)
)
Petitioner-Respondent,)
)
v.)
)
DAVID DOUGLAS TAYLOR,)
)
Respondent-Appellant.)
)

Appeal from the District Court of the Fourth Judicial District, State of Idaho, Ada County. Hon. Gerald F. Schroeder, District Judge.

Boise Law Group; Natalie Greaves, Boise, for appellant.

The Patrick Law Group; Rudy L. Patrick, Meridian, for respondent.

David and Wendy Taylor were granted a divorce in 2012 and as a result, David was required to pay spousal maintenance to Wendy. Some years later, David filed a petition to terminate spousal support. The magistrate court granted David's petition, finding that spousal support was no longer necessary. The magistrate court ordered David's last spousal support payment to be a previously scheduled June 15, 2020, payment. David filed a motion for reconsideration challenging the magistrate court's decision to set David's last payment of spousal support for June 15, 2020. David also filed a second motion for summary judgment regarding another provision of the decree that is not at issue in this appeal. The magistrate court denied both motions, as well as David's request for attorney fees. David appealed, and the district court affirmed the magistrate court.

On appeal, David argues the district court erred in concluding the magistrate court did not abuse its discretion when it declined to retroactively terminate spousal support and set the final payment for June 15, 2020. David also asserts that the district court erred by concluding the magistrate court did not abuse its discretion when it denied David's attorney fees under I.C. § 12-121.