

SUMMARY STATEMENT

Pierce v. McMullen, Docket No. 40368-2012

The Idaho Supreme Court reversed the judgment of the district court. This is an appeal out of Kootenai County from a judgment dismissing Mr. Pierce's complaint seeking damages he sustained in what he contended was a foreclosure scam. Only the defendant Mr. McMullen appeared in the action, but he did not deny the allegations of wrongdoing in the complaint. When Mr. McMullen failed to appear at the trial, the district court ordered that he was in default, that Mr. Pierce prevailed on his complaint, and that he could present evidence of his damages. Mr. Pierce did so, but the district court later dismissed the action on the ground that Mr. Pierce had failed to prove liability. We reverse the judgment of the district court.

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