

SUMMARY STATEMENT

ABC Agra, LLC v. Critical Access Group, Inc.

Docket No. 40573

The Idaho Supreme Court affirmed the Jerome County district court's grant of Critical Access Group, Inc.'s motion to dismiss ABC Agra, LLC's declaratory judgment claim regarding the enforceability of a real property use restriction. The Supreme Court agreed with the district court's determination that ABC Agra's claim was not ripe for present adjudication because ABC Agra had failed to establish the existence of a real and substantial controversy. Costs and attorney fees were awarded to Critical Access Group.