

SUMMARY STATEMENT

Smith v. Treasure Valley Seed Co., LLC,
No. 42596

The Idaho Supreme Court vacated the Ada County district court's award of attorney fees to Treasure Valley Seed Company under Idaho Code section 12-121. The Court held that the district court erred by entering the award of attorney fees jointly and severally against Victoria Smith and Vernon Smith, as counsel, because Idaho Code section 12-121 does not permit attorney fees to be assessed against counsel. Thus, the Court vacated the award of attorney fees and remanded the case for further proceedings.