

SUMMARY STATEMENT

Ellefson v. Palmer

Case No. 43712

The Idaho Supreme Court affirmed the Ada County district court's order granting Lisa Ellefson's motion for a new trial under Idaho Rule of Civil Procedure 59(a)(6). Ellefson was involved in an automobile accident caused by Ashley Palmer. A jury found that Ellefson was not injured in the accident. However, the district court determined that the jury verdict of "no injury" was against the clear weight of evidence and granted a new trial under I.R.C.P. 59(a)(6), subject to an additur in the amount of \$50,000. The Court affirmed, holding that the district court's grant of a new trial was not an abuse of discretion.