

## **SUMMARY STATEMENT**

*Westover v. Idaho Counties Risk Management Program*

Docket Nos. 44722 & 45368

The Supreme Court affirmed the decisions of the Franklin County district court to grant summary judgment for the Idaho Counties Risk Management Program (ICRMP) on Val D. Westover's declaratory judgment action and award attorney fees to ICRMP. Westover sought to have ICRMP's existence and relationship with county governments declared illegal as violative of Idaho Code section 12-117(3). The Supreme Court found that the district court had properly dismissed Westover's claim because he had failed to present a justiciable controversy. The Supreme Court also found that Westover had not shown that the district court's award of attorney fees was an abuse of discretion. The Court declined to award attorney fees on appeal.