

SUMMARY STATEMENT

Budget Truck Sales, LLC v. Tilley, Docket Nos. 45082/45083

In an appeal arising out of Cassia County, the Supreme Court unanimously vacated a Judgment entered in behalf of Kent Tilley. Tilley and Budget Truck Sales, LLC had negotiated a settlement agreement during trial in the district court which included a transfer of a CAT 950 front loader. After the in-court negotiation, the Budget Parties claimed Tilley misrepresented a material term regarding the condition of the loader. The district court agreed with Tilley's position. The court ordered that the agreement reached in court was enforceable and that the settlement agreement be reduced to a judgment. The Budget Parties timely appealed the district court's decision.

On appeal, the Budget Parties contended that Tilley's alleged representations the CAT 950 loader "worked great" and "was in great working condition" were false. The Supreme Court held that such allegations constituted questions of fact that must be resolved in an evidentiary hearing. The Court therefore reversed the district court and remanded the case for further proceedings.