

SUMMARY STATEMENT

Gregory v. Stallings

Docket # 46818

In this case, the Idaho Supreme Court affirmed a district court's grant of summary judgment based on the application of the statute of limitations to an oral contract. In an appeal arising out of Bingham County, Jon Gregory challenged the district court's summary judgment order in favor of Richard and Eileen Stallings. The dispute stems from the parties' agreement to develop four acres in Rexburg, Idaho. The Court determined that, of the three possible dates Gregory's cause of breach-of-contract claim could have accrued, all dates were outside of Idaho Code section 5-217's four-year statute of limitations. Further, the Court declined Gregory's request to apply a "discovery rule" to section 5-217 because to do so would be contrary to the plain language of the statute. Lastly, the Court determined that Gregory failed to produce sufficient evidence to support his claim for equitable estoppel.