

**BOISE, WEDNESDAY, FEBRUARY 26, 2020, AT 10:00 A.M.**

**IN THE SUPREME COURT OF THE STATE OF IDAHO**

<b>BRIAN MEDRAIN, dba EXCELLENCE</b>	)	
<b>HEATING AND COOLING,</b>	)	
	)	
<b>Plaintiff-Respondent,</b>	)	
	)	
<b>v.</b>	)	
	)	
<b>JADE LEE, an individual, and GOLDEN</b>	)	
<b>CHINA LIMITED LIABILITY COMPANY,</b>	)	<b>Docket No.46819</b>
	)	
<b>an Idaho limited liability company,</b>	)	
	)	
<b>Defendants-Appellants,</b>	)	
	)	
<b>And</b>	)	
	)	
<b>BING LEE, an individual,</b>	)	
	)	
<b>Defendant.</b>	)	
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Appeal from the District Court of the Seventh Judicial District of  
the State of Idaho, Bingham County. Darren B. Simpson, District Judge.

Law Offices of Jeremy D. Brown, Blackfoot, attorneys for Appellants.

Smith Woolf Anderson & Wilkinson, PLLC, Idaho Falls, attorneys  
for Respondent.

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This appeal concerns an allegedly defective notice of appeal from the magistrate court to the district court. The magistrate court entered an order awarding Brian Medrain dba Excellence Heating and Cooling (“Medrain”) damages in a breach of contract action against defendants Bing Lee, Jade Lee, and Golden China, LLC. Bing, pro se, signed and filed a notice of appeal naming all three defendants. Bing’s notice of appeal was timely, but it was not signed by Jade or the attorney representing the defendants. About nine months later the defendants retained new counsel who signed and filed an amended notice of appeal naming all three defendants. Medrain filed a motion to dismiss. The district court granted Medrain’s motion in part and held the amended notice of appeal was untimely as to Jade and Golden China and dismissed them from the appeal. Jade and Golden China timely appealed to this Court.