

SUMMARY STATEMENT

Chris Cannon v. Jerame Teel, Teel Collision Center, L.L.C., and Teel Auto Body & Customs, Inc.
Docket No. 50220

In this case arising out of Bannock County, the Court of Appeals affirmed the district court's order denying a motion to supplement discovery, vacated the district court's judgment imposing vehicle storage fees, and remanded.

On appeal, Chris Cannon argued the district court abused its discretion by denying his motion to supplement discovery. Cannon asserted that, because he filed a second amended complaint to include a new cause of action for breach of contract, the district court should have allowed him to supplement discovery with additional information. Cannon also argued that the district court erred in interpreting I.C. § 45-806 as a basis to award storage fees and that the Respondents failed to present evidence of storage costs, which is the only reimbursement allowed under that code section. The Court of Appeals held that the district court did not abuse its discretion by denying the motion to supplement discovery after concluding that Cannon failed to show good cause for his noncompliance with the discovery requirements and that allowing Cannon to supplement discovery was not necessary to prevent injustice. The Court of Appeals further held that the district court erred in awarding storage fees under I.C. § 45-806 because the plain language of that section does not authorize an award of such fees absent a lien sale and Respondents failed to present evidence of storage costs. Respondents asserted the district court abused its discretion in declining to award them attorney fees. The Court of Appeals declined to consider this claim as the Respondents failed to file a cross-appeal. The Court of Appeals also held that, because both parties partially prevailed on appeal, neither party was entitled to attorney fees on appeal.

*This summary constitutes no part of the opinion of the Court, but has been prepared
by court staff for the convenience of the public.*