

SUMMARY STATEMENT
Kristie Breckon v. Jon Breckon
Docket No. 51281

Kristie Breckon appeals from the decision of the district court, on intermediate appeal from the magistrate court, affirming the magistrate court's judgment regarding the division of property, spousal maintenance, and attorney fees. Kristie raised five issues on appeal: (1) the magistrate court erred in finding that there was insufficient evidence to assign a valuation to the marital business Breckon Land Design; (2) the magistrate court created waste by not assigning the value to Breckon Land Design and ordering it sold; (3) the magistrate court abused its discretion in refusing to award her maintenance; (4) the magistrate court erred in declining to order reimbursement for attorney fees; and (5) the magistrate erred in declining to divide certain money accounts and instead designating them as included in the business. Both parties requested attorney fees on appeal.

The Idaho Court of Appeals concluded that Kristie had waived all issues on appeal because she did not comply with the appellate rules and did not provide sufficient support for the Court to review her claims. The Court stated that we will not consider issues that lack citations to the record, citations to applicable authority, or comprehensible argument. *Bach v. Bagley*, 148 Idaho 784, 791, 229 P.3d 1146, 1153 (2010). In support of her argument, Kristie never directly cited the record at any point in her briefing, as required by Idaho Appellate Rule 35(e). Rather, she used citations such as: "Jon's Closing," "Final Judgment Decree of Divorce," "See page 9, Judgment," and "see court record." The Court noted it will not search the record for the pages in the record upon which Kristie intended to rely. *Bach*, 148 Idaho at 791, 229 P.3d at 153. The Court concluded that Kristie waived all issues on appeal. Attorney fees and costs on appeal were awarded to Jon.

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