

## SUMMARY STATEMENT

*Hanks v. City of Boise*

Docket No. 49606

This case concerns premises liability and the legal duties owed to an invitee. In December 2019, Paul Hanks slipped and fell on a patch of ice after exiting a vehicle in the passenger loading zone of the Boise Airport. Hanks sued the City of Boise, Republic Parking System, LLC, and United Components, Inc. (collectively the “Defendants”) for negligence. Hanks argued that the Defendants had a duty to maintain the Boise Airport parking facilities in a safe condition and that the Defendants failed in that duty by not keeping the passenger loading zone free of ice. The City of Boise and Republic Parking System, LLC (collectively the “Respondents”) moved for summary judgment, arguing that they had met all legal duties owed to Hanks. The district court agreed and granted summary judgment. Hanks timely appealed.

The Idaho Supreme Court held that the district court properly determined that there was no genuine dispute as to any material fact and that the Respondents were entitled to judgment as a matter of law. The Court concluded that even when viewed in a light most favorable to Hanks, the record supported the district court’s conclusions that the icy patch was an isolated incident as defined by relevant Idaho Supreme Court precedent. The Court also concluded that the City of Boise did not have constructive or actual knowledge of the condition that precipitated the accident. Further, the record supported the district court’s conclusion that the City of Boise’s operating methods did not create a foreseeably dangerous condition. Additionally, the Court also concluded that the district court did not sua sponte decide the causation element of negligence. Accordingly, the Idaho Supreme Court affirmed the district court’s decision granting summary judgment to Respondents.

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