BOISE, FRIDAY, FEBURARY 16, 2018 AT 8:50 A.M. at CONCORDIA LAW SCHOOL

IN THE SUPREME COURT OF THE STATE OF IDAHO

CITY OF IDAHO FALLS, an Idaho municipal corporation,	)	
Plaintiff-Appellant,	)	
v.	)	
	)	**Docket No. 44886**
H-K CONTRACTORS, INC., an Idaho Corporation,	)	
Defendant-Respondent.	)	

Appeal from the District Court of the Seventh Judicial District, State of Idaho, Bonneville County. Hon. Joel E. Tingey, District Judge.

Randall D. Fife, Idaho Falls, for appellant.

Smith, Driscoll & Associates, PLLC, Idaho Falls, for respondent.

The City of Idaho Falls ("Idaho Falls") appeals from an order dismissing its breach of contract and waste claims against H-K Contractors, Inc. The district court found Idaho Falls' claims were time barred under the statute of limitations to file a contract action, pursuant to Idaho Code section 5-216. Idaho Falls appeals claiming the district court erred in interpreting the statute of limitations in section 5-216 to apply to subdivisions of the State of Idaho, like itself.