



TETON COUNTY OFFICE OF THE
PROSECUTING ATTORNEY

FOR IMMEDIATE RELEASE

February 4, 2022

Teton County Defeats Breach of Contract Claim by Developer TCR, LLC

Today, District Judge Steven Boyce upheld a prior decision dismissing TCR, LLC's breach of contract claim against Teton County.

TCR, LLC ("TCR"), the developer of Teton Creek Resort, filed a lawsuit against Teton County on November 17, 2020 in connection with the Teton County Board of County Commissioners' rejection of a purported insignificant plat amendment to the Teton Creek Resort Planned Unit Development on October 12, 2020. TCR's complaint contained two claims: Count I alleged breach of a 1997 Settlement Agreement which resolved prior litigation related to the development; and Count II sought declaratory and injunctive relief to enjoin the County from preventing the recordation of its amended condominium plat. On the breach of contract claim, TCR sought as much as \$7 million in alleged damages.

On December 2, 2021, Judge Boyce granted the County summary judgment on the breach of contract claim, finding that the County did not breach the settlement agreement and TRC was not entitled to any damages. Today, Judge Boyce upheld that decision by denying a motion for reconsideration filed by TCR. In that decision, Judge Boyce upheld the County's position by holding that "the County's enforcement of statutory requirements is not prohibited by the express provisions of the Settlement Agreement."

Teton County was represented in this case by outside counsel Hall Angell & Associates LLP, as overseen by Teton County Prosecuting Attorney Bailey Smith.

Links:

The December 2, 2021 decision granting the County summary judgment on the breach of contract claim can be found [here](#).

The February 4, 2022 decision denying TCR's Motion for Reconsideration can be found [here](#).

Additional information and documents regarding this case, CV41-20-0281, can be found on the iCourt Portal [here](#).