

13-815. Promissory estoppel; definition.

_____ (*name of the plaintiff*) [also] seeks damages based upon a claim of promissory estoppel. To establish this claim,

_____ (*name of the plaintiff*) must prove all of the following:

1. that _____ (*name of the defendant*) made a promise to _____ (*name of the plaintiff*);
2. that _____ (*name of the plaintiff*) relied on the promise and it was reasonable for [him] [her] to do so;
3. that the promise caused _____ (*name of the plaintiff*) to change his or her position by _____ (*insert action or forbearance of the plaintiff*);
4. that the change in position was substantial;
5. that _____ (*name of the defendant*) knew or should have known that _____ (*name of the plaintiff*) would _____ (*insert action or forbearance*) after _____ (*name of the defendant*) made the promise.

[Adopted, effective November 1, 1991; as amended by Supreme Court Order No. 12-8300-033, effective for all cases filed or pending on or after January 7, 2013.]