

MARKS & WEINBERG, P.C.

Winthrop Resources Corporation v. Schulmberger Technology Corporation 2001 WL69919 (Minn. App.)

In this case, the court upholds an automatic renewal provision under which a 36 month lease renews on a year-to-year basis until the lessee gives 120 days written notice of its election to terminate at the end of the initial 36 months or any annual renewal date thereafter. The lessee's notice was delivered just before the end of the initial term and was disregarded. This lessee failed in its arguments to limit the lessor's damages to casualty value.

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