

Cherokee Nation Code Annotated
Title 80: Uniform Commercial Code

Article 2: Sales

Part 7. Remedies

§ 2-713. Buyer's damages for non-delivery or repudiation

Cite as: 80 CNCA § 2-713

Buyer's Damages for Non-Delivery or Repudiation

(1) Subject to the provisions of this Article with respect to proof of market price (Section 2-723), the measure of damages for non-delivery or repudiation by the seller is the difference between the market price at the time when the buyer learned of the breach and the contract price together with any incidental and consequential damages provided in this Article (Section 2-715), but less expenses saved in consequence of the seller's breach.

(2) Market price is to be determined as of the place for tender or, in cases of rejection after arrival or revocation of acceptance, as of the place of arrival.

Historical Data

LA 26-03, eff. October 2, 2003.