

554.2610 Anticipatory repudiation.

When either party repudiates the contract with respect to a performance not yet due the loss of which will substantially impair the value of the contract to the other, the aggrieved party may

1. for a commercially reasonable time await performance by the repudiating party; or
2. resort to any remedy for breach ([section 554.2703](#) or [554.2711](#)), even though the aggrieved party has notified the repudiating party that the aggrieved party would await the latter's performance and has urged retraction; and
3. in either case suspend the aggrieved party's own performance or proceed in accordance with the provisions of [this Article](#) on the seller's right to identify goods to the contract notwithstanding breach or to salvage unfinished goods ([section 554.2704](#)).

[C24, 27, 31, 35, 39, §9992, 9994; C46, 50, 54, 58, 62, §554.64, 554.66; C66, 71, 73, 75, 77, 79, 81, §554.2610]

2009 Acts, ch 41, §263

Referred to in [§554.2709](#)