

**3016 OFFER: REJECTION**

Failure of the offeree to accept the offer either according to its material terms, or within a reasonable time, may be treated as a rejection. Having once rejected the offer, the offeree cannot revive it by subsequently tendering an acceptance.

**COMMENT**

This instruction and comment were approved by the Committee in 1975. Editorial changes were made in 1993 to address gender references in the instruction. No substantive changes were made to the instruction.

Kukuska v. Home Mut. Hail-Tornado Ins. Co., 204 Wis. 166, 170, 235 N.W. 403 (1931).

1 Williston on Contracts (3d ed.) § 37, § 73; Cass v. Haskins, 154 Wis. 472, 143 N.W. 162 (1913).