

MAINE STATE LEGISLATURE

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Oct. 31, 1944

Harrison C. Greenleaf, Commissioner

Institutional Service

Frank I. Cowan, Attorney General

Attorney General

Richard Boudreau, R.F.D. 6, Augusta

I have considered your memorandum of Oct. 26th, wherein you forwarded a letter from McLean, Southard & Hunt, attorneys for Mr. Richard Boudreau.

On the facts as they appear in the letter, I think that this matter should be submitted by the claimant to the Legislature asking for a resolve for the payment of the damages.

In the past, where the right of the claimant was clear and the amount involved was small, we would suggest that the damages be taken care of by a Council Order and payment was charged to the appropriation of that particular department.

From the facts stated, it is not quite clear to me that this person was not free from fault. Before the Legislature he can develop that phase of it, hence I have refrained from making any comments so as not to prejudice him if he decides to present it to the Legislature. I do not believe, however, that we should undertake to pass upon it and approve its payment.

I return the letter from the attorneys as you requested.

Abraham Breitbard
Deputy Attorney General

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