

MAINE STATE LEGISLATURE

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O N E - H U N D R E D T H L E G I S L A T U R E

Legislative Document

No. 77

S. P. 35

Office of the Clerk of the House

Filed December 28, 1960 under Joint Rule 19A by Senator Mayo of Sagadahoc.
To be printed and delivered to the Senate of the 100th Legislature.

HARVEY R. PEASE, Clerk.

Presented by Senator Mayo of Sagadahoc.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-ONE

RESOLVE, in Favor of Wayne Innis of Bath.

Money appropriated to Wayne Innis. Resolved: That there be appropriated from the Unappropriated Surplus of the General Fund the sum of \$272 to be paid to Wayne Innis of Bath as a full and final settlement of his claim against the State for head injuries sustained by his son in January, 1960, caused by a child residing at the Military and Naval Children's Home, which child is under guardianship of the Department of Mental Health and Corrections.

STATEMENT OF FACTS

Three small boys, Gerry Innis, David Woods and _____*, returning from the movies on Saturday afternoon, January 16, 1960, were climbing at a place called the LEDGES, back of the Oakhurst Dairy on the Leeman Highway, Bath, Maine when a fight occurred between _____, a child residing at the Military and Naval Children's Home, and Gerry Innis, son of Mr. and Mrs. Wayne Innis, 61 Bluff Road, Bath, Maine. _____ stated he pushed Gerry Innis off the LEDGES twice, a fact that was verified by David Woods. This developed into an incident of rock throwing resulting in a severe head injury to Gerry Innis, fracturing his skull and necessitating surgery. The boys were interrogated by Chief Wagner and Officer Fitzgerald of the Bath, Maine Police Department, and _____ admitted throwing the rock causing the injury to Gerry Innis.

A petition initiating juvenile proceedings resulted in the following decision in the Juvenile Court for the City of Bath: On 22 January, 1960, at Bath, Maine, _____, a child under guardianship of the Department of Mental Health and Corrections, and resident at the Military and Naval Children's Home, Bath, was adjudged to be a juvenile offender upon being found guilty of committing the offense of assault and battery upon the person of Gerry Innis, age 9 years, and was placed on probation in custody of the State Probation and Parole Division.

* Inasmuch as the offender is a juvenile, his name has been omitted.