

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SECOND LEGISLATURE

Legislative Document

No. 299

H. P. 230

House of Representatives, January 19, 1965

Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

JEROME G. PLANTE, Clerk

Presented by Mr. Martin of Eagle Lake.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-FIVE

RESOLVE, Authorizing Kermit O. Stadig to Bring Civil Action Against State of Maine.

Kermit O. Stadig; authorized to sue the State of Maine. Resolved: That Kermit O. Stadig, of Soldier Pond, doing business as Valley Contractors, who asserts he is entitled to compensation for certain services and materials furnished by him under a contract entered into with the Department of Education of the State of Maine, on June 9, 1961, for the renovation of the Fort Kent Laboratory School, at Fort Kent State Teachers College, Fort Kent, is authorized to bring a civil action for such compensation within one year from the effective date of this resolve in the Superior Court, in and for the County of Aroostook. The complaint and summons issuing out of said Superior Court in said civil action shall be served on the Secretary of State by true copy by the sheriff or any of his deputies in any county of the State of Maine, and the conduct of said action shall be according to the practice and procedure of civil actions between individuals parties in said Superior Court, and the substantive rights and liabilities of the parties shall be the same as rights and liabilities between individuals.

Any recovery in said action shall not exceed the principal sum of \$12,000. The Attorney General or one of his assistants is authorized and designated to appear in answer to said complaint and defend on behalf of the State of Maine. Any judgment which may be recovered in said action shall be payable from the General Fund of the State of Maine on final process issued by said Superior Court, or, if appealed, the Supreme Judicial Court, and costs may be taxed in favor of said Kermit O. Stadig and interest shall be allowed from the date of said complaint if there is recovery in said action. Hearing thereon shall be before 3 Justices of the Superior Court, without a jury, said justices to be assigned by the Chief Justice of the Supreme Judicial Court.