

MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 649

S. P. 268

In Senate, February 8, 1967

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

JERROLD B. SPEERS, Secretary

Presented by Senator Katz of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

RESOLVE, Authorizing Willard F. Libby to Sue the State of Maine.

Willard F. Libby authorized to sue State of Maine. Resolved: That Willard F. Libby of Augusta, Kennebec County, State of Maine who was severely injured in his body and suffered damages as a result of a fall on icy pavement on the premises of the State of Maine Armory on Western Avenue in Augusta, Maine, is authorized to institute a civil action in the Superior Court of Kennebec County within one year from the effective date of this resolve against the State of Maine. The complaint and summons commencing the action authorized by this resolve shall be served on the Secretary of State by attested 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 practices of actions and proceedings between parties and suitors in said Superior Court; and the Attorney General is authorized and designated to appear and to answer said action to recover the damages sustained as aforesaid; and any judgment that may be recovered in such action shall be payable from the General Fund by the State of Maine on final judgment rendered by said court, and costs may be taxed for said Willard F. Libby if he recover in said action. Hearing thereon shall be before a Justice of the Superior Court or the Supreme Judicial Court, without a jury, said justice to be assigned by the Chief Justice of the Supreme Judicial Court of Maine.