

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

SECOND REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 1837

S. P. 701

In Senate, January 18, 1980

Referred to the Committee on Legal Affairs. Sent down for concurrence and ordered printed.

MAY M. ROSS, Secretary of the Senate

Presented by Senator Redmond of Somerset.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY

RESOLVE, Authorizing Larry R. Coffren of Strong to Bring Civil Action against the State of Maine.

Larry R. Coffren; authorized to sue the State of Maine. Resolved: That Larry R. Coffren of Strong, County of Franklin and State of Maine, who suffered personal property damage inflicted by certain inmates of state institutions while on probation, parole or bail, due to the negligence of the State in controlling or supervising these inmates, is authorized to bring suit against the State of Maine.

This action is to be brought in the Superior Court for the County of Franklin within one year from the passage of this resolve, against the State of Maine for damages, if any, and the conduct of this action shall be according to the practice of actions or proceedings between parties in the Superior Court. The liabilities of the parties and elements of damage, if any, shall be the same as liabilities and elements of damage as between individuals. The complaint issuing out of the Superior Court under the authority of this resolve shall be served on the Secretary of State by attested copy by the sheriff or his deputies in any county of the State of Maine. The Attorney General is authorized and designated to appear, answer and defend this action.

Any judgment that may be recovered in this civil action shall be payable from the State Treasury on file process issued by the Superior Court, or, if applicable, the Supreme Judicial Court and costs may be taxed for Larry R. Coffren if he recovers in the action. His recovery shall not exceed \$50,000, including costs.

Hearing thereon shall be before a justice of the Superior Court with or without jury: the justice to be the regularly scheduled justice presiding in the Franklin County Superior Court when this matter is scheduled for trial.

STATEMENT OF FACT

On or about November 9, 1976, Larry R. Coffren of Strong, Maine suffered damages to various trucks and other items at his place of business in Strong. This damage was allegedly inflicted by inmates or former inmates of either the State Prison or the Maine Correctional Center while on probation, parole or bail.