

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)

1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 944

6
7 H.P. 735

House of Representatives, March 1, 1983

8 Referred to the Committee on Legal Affairs. Sent up for concurrence and
9 ordered printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Dexter of Kingfield.

Cosponsor: Representative Webster of Farmington.

11
12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 RESOLVE, Authorizing Larry R. Coffren
18 of Strong to bring Civil Action against the
19 State of Maine.
20

21 Larry R. Coffren; authorized to sue the State of
22 Maine. Resolved: That Larry R. Coffren of Strong,
23 Franklin County, State of Maine, who suffered per-
24 sonal property damage inflicted by certain inmates of
25 state institutions while on probation, parole or
26 bail, due to the negligence of the State in control-
27 ling or supervising these inmates, is authorized to
28 bring suit against the State.

29 This action is to be brought in the Superior
30 Court for Franklin County within one year from the
31 passage of this resolve, against the State for dam-
32 ages, if any, and the conduct of this action shall be
33 according to the practice of actions or proceedings
34 between parties in the Superior Court. The liabili-

1 ties of the parties and elements of damage, if any,
2 shall be the same as liabilities and elements of dam-
3 age as between individuals. The complaint issuing out
4 of the Superior Court under the authority of this
5 resolve shall be served on the Secretary of State by
6 attested copy by the sheriff or his deputies in any
7 county of the State. The Attorney General is author-
8 ized and designated to appear, answer and defend this
9 action.

10 Any judgment that may be recovered in this civil
11 action shall be payable from the State Treasury on
12 file process issued by the Superior Court, or, if
13 applicable, the Supreme Judicial Court and costs may
14 be taxed for Larry R. Coffren if he recovers in the
15 action. His recovery shall not exceed \$50,000,
16 including costs. Hearing thereon shall be before a
17 justice of the Superior Court with or without jury;
18 the justice to be the regularly scheduled justice
19 presiding in the Franklin County Superior Court when
20 this matter is scheduled for trial.

21 STATEMENT OF FACT

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

29 0501022283