

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 1157

S.P. 379

In Senate, April 9, 1987

Reference to the Committee on Legal Affairs suggested and ordered printed.

JOY J. O'BRIEN, Secretary of the Senate
Presented by Senator GAUVREAU of Androscoggin.
Cosponsored by Representative DORE of Auburn,
Representative COTE of Auburn.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

1 **Resolve, Authorizing Floris Doiron of Auburn**
2 **to Bring a Civil Action Against the**
3 **State of Maine.**
4

5 **Floris Doiron; authorized to sue the State of**
6 **Maine. Resolved:** That Floris Doiron of Auburn,
7 County of Androscoggin and State of Maine, who suf-
8 fered ankle, knee, femur and associated injuries as a
9 result of an automobile accident allegedly caused by
10 the improper placement of a stop sign at the inter-
11 section of Routes 117 and 219 in Turner, Maine, is
12 authorized to bring suit against the State of Maine.

13 This action is to be brought in the Superior
14 Court for the County of Androscoggin within one year
15 from the passage of this resolve, against the State
16 of Maine for damages, if any, and the conduct of this
17 action shall be according to the practice of actions

1 or proceedings between parties in the Superior Court.
2 The liabilities of the parties and elements of dam-
3 ages, if any, shall be the same as liabilities and
4 elements of damage as between individuals. The com-
5 plaint issuing out of the Superior Court under the
6 authority of this resolve shall be served on the Sec-
7 retary of State by attested copy by the sheriff or
8 his deputies in any county in the State of Maine.
9 The Attorney General is authorized and designated to
10 appear, answer and defend this action.

11 Any judgment that may be recovered in this civil
12 action shall be payable from the State Treasury on
13 file process issued by the Superior Court, or, if ap-
14 plicable the Supreme Judicial Court and costs may be
15 taxed for Floris Doiron if she recovers in the ac-
16 tion. Her recovery shall not exceed \$500,000, in-
17 cluding costs. Hearing thereon shall be before a
18 Justice of the Superior Court with or without jury;
19 the justice to be the regularly scheduled justice
20 presiding in the Androscoggin County Superior Court
21 when the matter is scheduled for trial.

22 STATEMENT OF FACT

23 This resolve will allow Floris Doiron of Auburn
24 to bring civil action against the State of Maine.

25 1471033187