

# MAINE STATE LEGISLATURE

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# 115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

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Legislative Document

No. 1546

H.P. 1057

House of Representatives, April 16, 1991

Reference to the Committee on Business Legislation suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative FARNSWORTH of Hallowell.

Cosponsored by Representative KONTOS of Windham and Representative HOGLUND of Portland.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY-ONE

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**An Act to Amend the Unfair Trade Practices Act to Allow Consumers to Recover Damages.**

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2 filing suit and inform the business of the alleged unfair trade  
3 practice and the consumer's claimed damages. The business may  
4 respond by making a settlement offer. If the consumer then  
5 rejects this offer and decides instead to go to trial, the court  
6 may find that the business' settlement offer was reasonable and  
7 thereby limit any damage recovery to the settlement offer  
8 amount. Attorney's fees would also be limited to those incurred  
before rejection of the reasonable written offer of settlement.