



116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 1236

H.P. 912

House of Representatives, April 12, 1993

An Act to Add Legal Damages to the Remedies under the Maine Unfair Trade Practices Act.

Reference to the Committee on Judiciary suggested and ordered printed.

W.Mayo

JOSEPH W. MAYO, Clerk

Presented by Representative MITCHELL of Vassalboro. Cosponsored by Representatives: COTE of Auburn, LIPMAN of Augusta, PARADIS of Augusta, Senator: CONLEY of Cumberland.

Be it enacted by the People of the State of Maine as follows:

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Sec. 1. 5 MRSA §213, sub-§1, as amended by PL 1991, c. 536, §1, is further amended to read:

1. Court action. Any <u>A</u> person who purchases or leases goods, services or property, real or personal, primarily for personal, family or household purposes and thereby suffers any <u>a</u> loss of money or property, real or personal, as a result of the use or employment by another person of a method, act or practice declared unlawful by section 207 or by any <u>a</u> rule er-regulation issued under section 207, subsection 2 may bring an action either in the Superior Court or District Court for actual damages, restitution, <u>attorney's fees</u> and for such other equitable relief, including an injunction, as the court determines to be necessary and proper. There is a right to trial by jury in any <u>an</u> action brought in Superior Court under this section.

STATEMENT OF FACT

This bill allows attorney's fees to be awarded in cases involving unfair trade practices.