

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

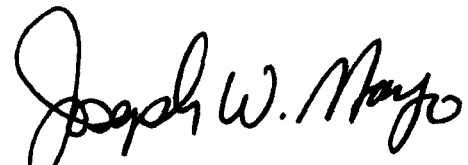
No. 1945

H.P. 1345

House of Representatives, March 18, 1999

**Resolve, Authorizing the Family of Adam Wilson to Sue the Town of
Rockport.**

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


JOSEPH W. MAYO, Clerk

Presented by Representative SAVAGE of Union.

Sec. 1. Authorization to sue the Town of Rockport. Resolved:

2 That, notwithstanding any statute or common law to the contrary,
3 Theresa, Kenneth and Adam Wilson, or their legal representative,
4 who claim to have suffered damages arising from the June 10, 1995
5 accident on Route 73 in Thomaston, Maine, are authorized to bring
6 a civil action against the Town of Rockport, Maine.

8 This action may be brought in the Knox County Superior Court
9 within one year from the date this resolve is approved. The
10 action may be heard by a Justice of the Superior Court or by a
11 jury. The Maine Rules of Civil Procedure govern the conduct of
12 the action.

14 The municipal officers of the Town of Rockport shall pay any
15 judgment from funds of the town, including costs and interest,
16 upon final process issued by the Superior Court or, if
17 applicable, the Supreme Judicial Court. Recovery may not exceed
18 \$500,000, including costs and interest; and be it further

20 **Sec. 2. Waiver of statutory limitations. Resolved:** That
21 limitations on damages pursuant to the Maine Revised Statutes,
22 Title 14, section 8105, subsection 1 are waived.

24
26 **SUMMARY**

28 This resolve authorizes Theresa, Kenneth and Adam Wilson, of
Warren, to sue the Town of Rockport for damages resulting from an
accident on Route 73 in Thomaston, Maine.