MAINE STATE LEGISLATURE

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No. 1349

S.P. 463

March 12, 2007

Resolve, To Waive the Tort Claims Limitation on Damages Relative to the Traumatic Brain Injury of Lucas Tolliver

Reference to the Committee on Judiciary suggested and ordered printed.

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator HOBBINS of York. Cosponsored by Representative SIMPSON of Auburn.

	Sec. 1.	Authorization	to v	vaive	tort	claims	limitat	ion	on	damages.
F	Resolved:	That, notwithstand	ing a	ny stat	ute or	common	law to	the	contr	ary, Lucas
T	olliver is au	thorized to recover	the ar	nount	of dan	nages that	was allo	ocate	d to t	he State in
a	verdict issu	ed October 10, 2006	ó by a	Cumb	erland	County S	Superior	Cour	t jury	'.

The Treasurer of State shall pay the portion of the damage award amount allocated to the State on final process issued by the Superior Court or, if applicable, the Supreme Judicial Court. Recovery may not exceed \$1,000,000, including costs and prejudgment interest.

9 SUMMARY

 This resolve authorizes Lucas Tolliver to recover up to \$1,000,000 of the damage award amount allocated to the State by an October 10, 2006 Cumberland County Superior Court jury verdict in favor of Lucas Tolliver.