

DENISE J. COLLIER

v.

RAYMOND M. VORCE III

Argued March 6, 2000
Decided April 26, 2000

Panel: WATHEN, C.J., and CLIFFORD, RUDMAN, DANA, ALEXANDER and
CALKINS, JJ.

MEMORANDUM OF DECISION

Raymond M. Vorce III appeals from a judgment entered in the Superior Court (York County, *Humphrey, J.*) following a jury trial at which the jury found in favor of Denise K. Collier on her claims for breach of contract and intentional infliction of emotional distress, and awarded her compensatory and punitive damages. Contrary to the contentions of Vorce, the evidence, when viewed in the light most favorable to the plaintiff, was sufficient to support the finding of the jury that Vorce was liable to Collier for breach of contract, and in addition, for the separate tort of intentional infliction of emotional distress. *See Vogt v. Churchill*, 679 A.2d 522, 522-24 (Me. 1996). In addition, the court acted within its discretion when it granted Collier's motion in limine to exclude the testimony of two of Vorce's witnesses whom Vorce wanted to present as experts because Vorce, who represented himself before and during trial, failed to comply with the discovery requirements of M.R. Civ. P. 26(b)(4)(A)(i) and (e). *See Butler v.*

Poulin, 500 A.2d 257, 259 (Me. 1985).

The entry is:

Judgment affirmed.

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