

STEPHEN DAVIS

v.

SMITH ELLIOTT SMITH & GARMEY

Argued January 10, 2002
Decided January 29, 2002

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

MEMORANDUM OF DECISION

Stephen Davis appeals from orders entered in the Superior Court (York County, *Brennan, J.*) denying his motion to amend his complaint and granting a summary judgment in favor of Smith Elliott Smith & Garmey. Contrary to Davis's contentions, (1) the court did not exceed the bounds of its discretion in denying Davis's motion to amend, *see County Forest Prods., Inc. v. Green Mountain Agency, Inc.*, 2000 ME 161, ¶ 56, 758 A.2d 59, 73, and (2) the court's grant of a summary judgment in favor of Smith Elliott was not error because, when viewing the evidence in the light most favorable to Davis, no genuine issue of material fact remained for trial, *see Champagne v. Mid-Me. Med. Ctr.*, 1998 ME 87, ¶ 5, 711 A.2d 842, 844.

The entry is:

Judgment affirmed.

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