

JEANNE WELLMAN

v.

WAYNE E. COOPER

Argued November 15, 2002
Decided November 21, 2002

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

MEMORANDUM OF DECISION

Wayne E. Cooper appeals from the judgment of the District Court (Rockland, *Anderson, J.*) finding Cooper negligent and awarding damages to Jeanne Wellman for damage to her truck. Cooper argues that he violated no duty of law when his truck, occupied by his nine-year-old son, rolled into Wellman's truck and that the evidence is insufficient to support the judgment. On this record, the court properly determined that Cooper owed a duty of care to Wellman and that he breached that duty. There is sufficient evidence to support the court's findings

and award of damages. *Budzko v. One City Ctr. Assocs.*, 2001 ME 37, ¶ 10, 767 A.2d 310, 313; *Merriam v. Wanger*, 2000 ME 159, ¶ 10, 757 A.2d 778, 781.

The entry is:

Judgment affirmed.

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