PORTLAND PUMP COMPANY

V.

GEORGE SKOOLICAS

Submitted on Briefs February 11, 2002 Decided April 8, 2002

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

MEMORANDUM OF DECISION

George Skoolicas appeals from a judgment entered in the Superior Court (Cumberland County, *Warren, J.*) in favor of Portland Pump Company. Contrary to Skoolicas's contentions, the court acted within its discretion in denying Skoolicas's motion in limine to prohibit Portland Pump from presenting any evidence at trial as a sanction for failure to comply with certain pretrial orders, *St. Paul Ins. Co. v. Haynes*, 2001 ME 71, ¶ 7, 770 A.2d 611, 613; *Spickler v. York*, 566 A.2d 1385, 1388 (Me. 1989); and the court did not err in concluding that Portland Pump did not waive its right to interest on the damages that it recovered from Skoolicas.

The entry is:

Judgment affirmed.

Attorneys for plaintiff:

Roy T. Pierce, Esq. Jeffrey T. Edwards, Esq. Geoffrey K. Cummings, Esq. Preti, Flaherty, Beliveau, Pachios & Haley, LLC P O Box 9546 Portland, ME 04112-9546

Attorneys for defendant:

Shawn J. Sullivan, Esq. Biron Bedard, Esq. Cook & Molan, P.A. P O Box 1465 Concord, NH 03302-1465