

THE BANK OF MAINE¹

v.

TIMOTHY M. CASON

Submitted on Briefs: January 30, 2012
Decided March 29, 2012

Panel: ALEXANDER, LEVY, SILVER, MEAD, GORMAN, and JABAR, JJ.

MEMORANDUM OF DECISION

Timothy M. Cason appeals from the entry of summary judgment by the District Court (West Bath, *Tucker, J.*) granting The Bank of Maine's complaint for foreclosure. Contrary to Cason's contention, the affidavit from the Bank's employee met the requirements to be admitted as a business record and provided sufficient proof that the Bank was the holder of the note. *See Bank of Maine v. Hatch*, 2012 ME 35, ¶ 8, --- A.2d --- (upholding summary judgment in a foreclosure case where an employee's affidavit asserting the bank's ownership of the loan was properly admitted as a business record). Additionally, Cason argues that the court should have afforded him leniency when he failed to comply with the requirements of M.R. Civ. P. 56(h). However, this Court has stated that self-represented litigants are not afforded any special consideration or preferential treatment in the application of the civil rules. *See JPMorgan Chase Bank v. Harp*, 2011 ME 5, ¶ 14, n.6, 10 A.3d 718 (noting that a self-represented litigant in a foreclosure case was not entitled to "special consideration" when he failed to raise an issue within the necessary period of time).

¹ The Bank of Maine was formerly known as Savings Bank of Maine.

The entry is:

Judgment affirmed.

On the briefs:

Timothy Cason, appellant pro se

Michael S. Haenn, Esq., Bangor, for appellee The Bank of Maine