

CHRIS D. GUERIN

v.

BRIGGS & STRATTON POWER PRODUCTS GROUP, LLC et al.

Argued December 18, 2013  
Decided January 16, 2014

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

MEMORANDUM OF DECISION

Briggs & Stratton Power Products Group, LLC, and Lowe's Home Centers, Inc., appeal from a judgment entered after a jury-waived trial in the Superior Court (*MG Kennedy, J.*) in favor of Chris D. Guerin on Guerin's complaint for strict liability and breach of implied warranty. Contrary to the contentions of Briggs & Stratton and Lowe's, the record contains ample competent evidence to support the court's findings that Guerin established each element of both causes of action by a preponderance of the evidence. *See* 11 M.R.S. § 2-314 (2013); 14 M.R.S. § 221 (2013); *Ma v. Bryan*, 2010 ME 55, ¶ 7, 997 A.2d 755; *Coastal Ventures v. Alsham Plaza, LLC*, 2010 ME 63, ¶ 19, 1 A.3d 416; *Bernier v. Raymark Indus., Inc.*, 516 A.2d 534, 537 (Me. 1986).

The entry is:

Judgment affirmed.

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**On the briefs:**

Neal F. Pratt, Esq., and Ryan P. Dumais, Esq., Eaton Peabody, P.A., Portland, for appellants Briggs & Stratton Power Products Group, LLC, and Lowe's Home Centers, Inc.

Anthony K. Ferguson, Esq., Fales & Fales, P.A., Lewiston, for appellee Chris D. Guerin

**At oral argument:**

Seth W. Brewster, Esq., Eaton Peabody, P.A., Portland, for appellants Briggs & Stratton Power Products Group, LLC, and Lowe's Home Centers, Inc.

Anthony K. Ferguson, Esq., for appellee Chris D. Guerin