

DISCOVER BANK

v.

ROBERT F. DAVIS

Submitted on Briefs January 11, 2018
Decided January 18, 2018

Panel: ALEXANDER, MEAD, GORMAN, JABAR, HJELM, and HUMPHREY, JJ.

MEMORANDUM OF DECISION

Robert F. Davis appeals from a summary judgment entered in the District Court (Belfast, *Worth, J.*) in favor of Discover Bank on its breach of contract complaint to recover unpaid credit card debt. Discover served requests for admissions on Davis, and despite a court order directing him to do so, Davis did not respond; as a result, the facts contained within the request for admissions were deemed admitted. *See* M.R. Civ. P. 36. Discover next moved for summary judgment. Its statement of material facts referred to the admissions to support its contention that there was no genuine issue as to any material fact. M.R. Civ. P. 56(c). The court granted Discover's motion for summary judgment. Discerning no error, we affirm the judgment of the court. *See* M.R. Civ. P. 56; *Platz Assocs. v. Finley*, 2009 ME 55, ¶¶ 25-26, 973 A.2d 743.

The entry is:

Judgment affirmed.

Robert F. Davis, appellant pro se

Kate E. Conley, Esq., Ratchford Law Group, P.C., Portland, for appellee Discover Bank

Belfast District Court docket number CV-2016-53
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