

ARTHUR J. GREIF

v.

INDEPENDENT FABRICATION, INC.

Submitted on Briefs May 19, 2021
Decided June 1, 2021

Panel: MEAD, GORMAN, JABAR, HUMPHREY, HORTON, and CONNORS, JJ.

MEMORANDUM OF DECISION

Arthur J. Greif appeals from a summary judgment entered by the District Court (Ellsworth, *Roberts, J.*) in favor of Independent Fabrication, Inc. (IF) on the complaint Greif filed on December 4, 2017. A custom bicycle frame manufactured by IF is the subject of the dispute, and the undisputed facts demonstrate that the bicycle frame was tendered to Greif by IF on November 23, 2013, and Greif did not notify IF of his revocation of acceptance of the bicycle frame within a reasonable time. Contrary to Greif's contentions and reviewing the record de novo, in the light most favorable to Greif, there are no genuine issues of material facts, *see Grant v. Foster Wheeler, LLC*, 2016 ME 85, ¶ 12, 140 A.3d 1242, and his complaint is barred by the statute of limitations, *see* 11 M.R.S. § 2-275(1), (2) (2021); 11 M.R.S. § 2-608(2) (2021).¹

¹ We decline to grant IF's request to remand this matter for consideration of sanctions or to issue sanctions sua sponte. *See Fraser Emps. Fed. Credit Union v. Labbe*, 1998 ME 71, ¶ 10, 708 A.2d 1027.

The entry is:

Judgment affirmed.

Arthur J. Greif, appellant pro se

Jonathan M. Flagg, Esq., Flagg Law, PLLC, Portsmouth, New Hampshire, for
appellee Independent Fabrication, Inc.

Ellsworth District Court docket number CV-2017-151
FOR CLERK REFERENCE ONLY