

MICHAEL POWERS
D/B/A POWERS AUTO SALES

v.

STEVEN FOWLER

Submitted on briefs February 27, 2002
Decided February 28, 2002

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

MEMORANDUM OF DECISION

Steven Fowler appeals from a judgment entered in Superior Court (Kennebec County, *Studstrup, J.*) holding him liable to Michael Powers for \$40,755.78 in partnership debts and \$8,100 in personal debts. Contrary to Fowler's contention, the court did not err in finding that Powers's partial performance took their partnership agreement outside of the Statute of Frauds. *Great Hill Fill, Inc. & Gravel v. Shapleigh*, 1997 ME 75, ¶ 6, 692 A.2d 928, 930.

The entry is:

Judgment affirmed.

Attorney for plaintiff:

Robert J. Ringer Jr., Esq.
Jabar, Batten, Ringer & Murphy
One Center Street
Waterville, Me 04901-5425

Attorney for defendant:

James A. Mitchell, Esq.
Butler, Whittier, LaLiberty & Michell, P.A.
P O Box 359
Waterville, Me 04903--359