

JOSEPH CHISARI

v.

ROBERT SAWYER

Submitted on Briefs July 14, 2005
Decided July 27, 2005

Panel: SAUFLEY, C.J., and DANA, ALEXANDER, CALKINS, and LEVY, JJ.

MEMORANDUM OF DECISION

Joseph Chisari appeals from a judgment of the District Court (Bridgton, *Horton, J.*) dismissing his case for failure to prosecute and dismissing his motion to amend his complaint. Contrary to Chisari's contentions, the court did not exceed the bounds of its discretion when it dismissed his cause of action for failure to prosecute, *see* M.R. Civ. P. 41(b)(2), and for failing to comply with M.R. Civ. P. 3 and 11, *see Koplow v. City of Biddeford*, 494 A.2d 175, 175-76 (Me. 1985). The court, therefore, appropriately dismissed his motion to amend his complaint.

The entry is:

Judgment affirmed.

Attorney for plaintiff:

Benjamin P. Campo, Jr., Esq.
Drummond & Drummond, LLP
One Monument Way
Portland, ME 04101

Attorney for defendant:

Peter J. Malia, Jr., Esq.
Hastings Law Office, P.A.
P.O. Box 290
Fryeburg, ME 04037