

ARTHUR DROLET

v.

STATE OF MAINE, FUND INSURANCE REVIEW BOARD

Submitted on Briefs May 12, 2006  
Decided May 23, 2006

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

MEMORANDUM OF DECISION

Arthur Drolet appeals from a decision of the Superior Court (Aroostook County, *Hunter, J.*) affirming a decision of the Fund Insurance Review Board, which denied Drolet's appeal of deductibles assigned to him pursuant to 38 M.R.S. §§ 568-A(2)(A), (B) (2005) after he applied to the Ground Water Oil Clean-up Fund for coverage of a Department of Environmental Protection clean up of his property. Contrary to Drolet's assertions, the Board did not err when it applied the current statute requiring assignment of conditional deductibles, 38 M.R.S. §§ 568-A(2)(A), (B), to his application, *see Conservation Law Found., Inc. v.*

*Dep't of Env'tl. Prot.*, 2003 ME 62, ¶ 23, 823 A.2d 551, 559; or when it ruled that the assignment of deductibles was not barred by the statute of limitations, *see State v. Crommett*, 151 Me. 188, 193, 116 A.2d 614, 616 (1955). Furthermore, the Superior Court did not err when it found that the State was not equitably estopped from assigning the deductibles. *See Shackford & Gooch, Inc. v. Town of Kennebunk*, 486 A.2d 102, 105-06 (Me. 1984).

The entry is:

Judgment affirmed.

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