

TROY M. BEAN

v.

STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY

Submitted on Briefs April 30, 2008

Decided May 6, 2008

Panel: SAUFLEY, C.J., and CLIFFORD, ALEXANDER, LEVY, SILVER, and
MEAD, JJ.

MEMORANDUM OF DECISION

Troy M. Bean appeals from a summary judgment entered by the Superior Court (Kennebec County, *Studstrup, J.*) in favor of State Farm Mutual Automobile Insurance Company. Bean's first contention, that the court erred in finding that 24-A M.R.S. § 2910-A (2007) did not create a private cause of action, is correct, but the error was harmless. M.R. Civ. P. 61. Bean's second contention, that the court erred by failing to declare that State Farm violated section 2910-A, may or may not be correct. Whether State Farm violated section 2910-A or not, however, would not affect Bean's substantial rights, and so any error was harmless. M.R. Civ. P. 61. Contrary to Bean's final contention, the court correctly found that the doctrines of mootness and standing operate to prevent Bean from successfully pursuing his claim. *Roberts v. Roberts*, 2007 ME 109, ¶ 6, 928 A.2d 776, 778; *Lowry v. KTI Speciality Waste Servs., Inc.*, 2002 ME 58, ¶ 4, 794 A.2d 80, 81.

The entry is:

Judgment affirmed.

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