

LINDA RODRIGUEZ

v.

TOWN OF MOOSE RIVER et al.

Submitted on Briefs October 14, 2009

Decided October 20, 2009

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

MEMORANDUM OF DECISION

Linda Rodriguez appeals from a judgment of the Superior Court (Somerset County, *Anderson, J.*) finding the Town of Moose River and Elizabeth Olsen not liable in negligence for injuries suffered by Rodriguez. We review the court's factual findings for clear error, and its conclusions of law de novo. *Hamlin v. Niedner*, 2008 ME 130, ¶ 7, 955 A.2d 251, 253-54. Contrary to Rodriguez's assertions, the court did not err because: (1) the court's factual findings are supported by competent evidence in the record, *see Preston v. Tracy*, 2008 ME 34, ¶ 10, 942 A.2d 718, 720; (2) the court correctly examined both foreseeability and actual cause in its causation analysis, *see Crowe v. Shaw*, 2000 ME 136, ¶ 10, 755 A.2d 509, 512; and (3) Rodriguez was not prejudiced by the delay between trial and entry of judgment, *see Keller v. United States*, 38 F.3d 16, 21 (1st Cir. 1994).

The entry is:

Judgment affirmed.

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