

STATE OF MAINE
CUMBERLAND, ss

JEFFREY BENNETT, ESQ. and
THE BENNETT LAW FIRM
f/k/a BENNETT BENNETT AND TROIANO, P.A.
f/k/a BENNETT and ASSOCIATES, P.A.,

Petitioners

v.

ORDER

HARVEY PRAWER, GILBERT PRAWER
and S. PRAWER & COMPANY,

Respondents

Petitioners Jeffrey Bennett, Esq. and The Bennett Law Firm seeks to vacate the Fee Arbitration Commission Panel's Award dated 12/30/99. The petitioners argue that the issue presented to the Commission was not substantively arbitrable and that the Commission exceeded its authority. These arguments are without merit. See 14 M.R.S.A. § 5938(1)(C) (1980); M. Bar. R. 3.3(c) & 9; Union River Valley Teachers Ass'n v. Lamoine School Comm., 2000 ME 57, ¶ 5, 748 A.2d 990, 991-92; Harrington v. Lord, 1997 ME 201, ¶ 7, 704 A.2d 1211, 1213-14; Tabs A, B & D attached to Petition/Motion to Vacate; Tab 1 attached to Affidavit of Jeffrey Bennett in Support of Motion to Permit Service by Mail or Publication; see also V.I.P., Inc. v. First Tree Dev. Ltd. Liab. Co., 2001 ME 73, ¶ 3, ___ A.2d ___ (final decision on question of substantive arbitrability rests with court).

The entry is

The Petition/Motion to Vacate Arbitration Award is DENIED.

Dated: May 6, 2001.


Nancy Mills
Justice, Superior Court

STATE OF MAINE
CUMBERLAND, ss
CLERK'S OFFICE
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CIVIL ACTION
DOCKET NO. CV-00-250
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Date Filed 04-18-00 CIMBERLAND Docket No. CV 00-250
County

Action ARBITRATION AWARDS

JEFFREY BENENTT, ESQ AND
BENNETT BENNETT AND TROIANO, P.A.
fka BENNETT and ASSOCIATES, P.A.

DISMISSED--
vs.

HARVEY PRAWER,
GILBERT PRAWER
S.PRAWER & COMPANY
THE FEE ARBITRATION COMMISSION OF
THE BOARD OF OVERSEERS OF THE MAINE
BAR

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