

## Business Interruption Claim

### SERVICES

Business Litigation

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Michael P. Johnson

Attorney Mike Johnson from Boyle | Shaughnessy Law obtained a defense verdict in a Cumberland County, Maine case. The case involved business interruption claims as a result of alleged defective work on a production boiler by the defendant. Attorney Johnson was able to rebut the plaintiff's claims that the defendant was negligent and made negligent misrepresentations when performing work on Atlantic Laboratories' main production boiler.

The lawsuit stemmed out of work done by Northeast Mechanical on that plaintiff alleged caused an explosion in its boiler months later. Plaintiff alleged that as a result of this breach it lost \$85,000.00 in profits due to the time the boiler was out of service. Additionally, plaintiff alleged that the boiler in question had a value of \$15,000.00 and sought expenses for the cost to replace the boiler.

A total of six witnesses, including three experts testified in the matter. Attorney Johnson obtained judgment as a matter of law as to the negligent misrepresentation count at the close of the plaintiff's case. The jury found that Northeast was not negligent after 2½ hours of deliberation.