

EVERETT JOHNSON

v.

ANITA JOHNSON

Submitted on Briefs September 27, 2012
Decided October 4, 2012

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

MEMORANDUM OF DECISION

Everett Johnson appeals from a divorce judgment entered in the District Court (Augusta, *Darvin, J.*). Contrary to Everett's contentions, the court did not commit clear error in its factual findings regarding disposable income, economic misconduct, or property valuation. *See Bond v. Bond*, 2011 ME 54, ¶ 10, 17 A.3d 1219; *Catlett v. Catlett*, 2009 ME 49, ¶ 31, 970 A.2d 287; *Payne v. Payne*, 2008 ME 35, ¶ 6, 942 A.2d 713. Nor did the court abuse its discretion in its award of spousal support or its equitable division of the marital property. *See Bond*, 2011 ME 54, ¶ 10, 17 A.3d 1219; *Payne*, 2008 ME 35, ¶ 6, 942 A.2d 713.

Everett also contends that the court erred in awarding Anita attorney fees because Anita failed to submit a fee affidavit. However, any error is harmless because there was no request for findings on the issue, and because it is apparent from the record that the court's award was fair and just. *See M.R. Civ. P. 52(b), 61; Pelletier v. Pelletier*, 2012 ME 15, ¶ 20, 36 A.3d 903; *Urquhart v. Urquhart*, 2004 ME 103, ¶ 6, 854 A.2d 193.

The entry is:

Judgment affirmed.

On the briefs:

Matthew W. Evans, Esq., Palermo, for appellant Everett Johnson

Tammy Ham-Thompson, Esq., Farris Law, P.A., Gardiner, for appellee
Anita Johnson