

HARRIET BEIZER

v.

VAW ENTERPRISES, INC. et al.

Submitted on Briefs September 27, 2012
Decided October 23, 2012

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

MEMORANDUM OF DECISION

VAW Enterprises, Inc. and Victor A. Worms (collectively, VAW) appeal from a summary judgment entered in the District Court (Rockland, *Westcott, J.*) in favor of Harriet Beizer on her complaint for foreclosure. Contrary to the contentions of VAW, 14 M.R.S. § 6321 (2011) did not preclude the entry of the summary judgment; the court did not abuse its discretion by expressing its unwillingness to grant further continuances, *see In re Trever I.*, 2009 ME 59, ¶ 28, 973 A.2d 752; and the court correctly concluded that, although the mortgage at issue was not a residential mortgage, Beizer had complied with M.R. Civ. P. 56(h) and the statutory prerequisites to foreclosure, *see* 14 M.R.S. §§ 6111(1), 6321 (2011); *Chase Home Fin. LLC v. Higgins*, 2009 ME 136, ¶ 11, 985 A.2d 508.

The entry is:

Judgment affirmed.

On the briefs:

Patrick J. Mellor, Esq., Strout & Payson, P.A., Rockland, for appellants
VAW Enterprises, Inc. and Victor A. Worms

Thomas J. Karod, Esq., Law Offices of Thomas A. Karod, LLC, Camden,
for appellee Harriet Beizer

Rockland District Court docket number RE-2007-16
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