

U.S. BANK NATIONAL ASSOCIATION AS TRUSTEE
UNDER POOLING AND SERVICING AGREEMENT
DATED AS OF JULY 1, 2004 MASTER ASSET BACKED SECURITIES
TRUST 2004-WMC2 MORTGAGE PASS-THROUGH CERTIFICATES

v.

ELIZABETH M. HARVEY

Submitted on Briefs November 28, 2012
Decided December 4, 2012

Panel: ALEXANDER, LEVY, MEAD, GORMAN, and JABAR, JJ.

MEMORANDUM OF DECISION

Elizabeth Harvey appeals from the judgment of the District Court (Belfast, *Tucker, J.*) denying her M.R. Civ. P. 60(b) motion seeking relief almost sixteen months after the court's entry of an amended judgment of foreclosure and sale. Contrary to Harvey's contention, on this record the court did not abuse its discretion in denying her relief from the judgment because it was not filed "within a reasonable time." *See* M.R. Civ. P. 60(b); *Mockus v. Melanson*, 615 A.2d 245, 247 (Me. 1992) (stating the standard of review).

The entry is:

Judgment affirmed.

On the briefs:

Elizabeth M. Harvey, appellant pro se

John A. Doonan, Esq., Jenai J. Cormier, Esq., and Erica L. Cook, Esq.,
Doonan, Graves, and Longoria, LLC, Beverly, Massachusetts, for appellee
U.S. Bank, N.A., as Trustee

Belfast District Court docket number RE-2009-68
FOR CLERK REFERENCE ONLY