

RICHARD KUHANECK

v.

SUSAN K. (BENSON) PISCIONERE

Argued November 21, 2013
Decided December 10, 2013

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

MEMORANDUM OF DECISION

Richard Kuhaneck appeals an order of the District Court (Bangor, *Jordan, J.*) ceding jurisdiction over his child custody dispute to the State of Texas on the grounds of inconvenient forum pursuant to 19-A M.R.S. § 1751 (2012). We review a decision to decline to exercise jurisdiction for reason of inconvenient forum for abuse of discretion. *Shanoski v. Miller*, 2001 ME 139, ¶ 16, 780 A.2d 275. The District Court considered all relevant factors, including the length of time the child has resided outside the State, the nature and location of the evidence required to resolve the pending litigation, and the familiarity of the court of each state with the facts and issues in the pending litigation. *See* 19-A M.R.S. § 1751(2). Thus, the court did not abuse its discretion by concluding that Maine is an inconvenient forum and that Texas is a more appropriate forum.

The entry is:

Judgment affirmed.

On the briefs and at oral argument:

G. Bradley Snow, Esq., Tanous, Snow & Lufkin, LLC, East Millinocket, for
appellant Richard Kuhaneck

Anthony A. Trask, Esq., Rudman Winchell, Bangor, for appellee Susan K.
(Benson) Piscionere

Bangor District Court docket number FM-2001-340
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