

JEFFREY M. GRAY

v.

JANETTE L. PIELA

Submitted on Briefs December 13, 2013

Decided December 17, 2013

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

## MEMORANDUM OF DECISION

Jeffrey M. Gray appeals from the District Court's (*Najarian, M.*) dismissal of his motion to modify child support obligations. *See* 19-A M.R.S. 2009(3) (2012). The magistrate orally dismissed Gray's motion after a hearing at which Gray, who was incarcerated and had not timely sought allowance for a transport order or telephonic attendance, did not appear.<sup>1</sup> The District Court (*Moskowitz, J.*) properly dismissed Gray's untimely objection to the magistrate's final order, *see* M.R. Civ. P. 118(a), and "[n]o appeal may be taken from a final judgment or order of a magistrate as to which no timely objection was filed," M.R. Civ. P. 118(b). Accordingly, we dismiss Gray's appeal.

The entry is:

Appeal dismissed.

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<sup>1</sup> The magistrate included a footnote in its order that encouraged Gray to seek legal advice "as to whether the State of Maine has jurisdiction to modify a New Hampshire child support order in this case." Although we do not reach the issue of whether the State of Maine has jurisdiction to modify a New Hampshire child support order pursuant to the Uniform Interstate Family Support Act (UIFSA), we note the wisdom of the magistrate's suggestion. *See* 19-A M.R.S. § 3253 (2012) (permitting Maine courts to modify, distinct from enforcing, out-of-state child support orders only in specific limited circumstances).

**On the briefs:**

Jeffrey M. Gray, pro se appellant

Janette L. Gray did not file a brief

Portland District Court docket number FM-2011-26  
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