

BAR HARBOR BANK & TRUST

v.

ERIC P. PELTIER SR.

Submitted on Briefs January 31, 2013
Decided February 5, 2013

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

MEMORANDUM OF DECISION

Eric P. Peltier Sr. appeals from the judgment of the District Court (Machias, *R. Murray, J.*) finding in favor of Bar Harbor Bank & Trust and entering a judgment of foreclosure against Eric and Lauren O. Peltier. On appeal, Eric contends that the evidence was insufficient to support the court's finding that he was a party responsible for the loan.

We defer to the court in its assessment of the credibility of witnesses and the significance to attach to evidence presented to it. *See Walsh v. Town of Millinocket*, 2011 ME 99, ¶ 31, 28 A.3d 610. Contrary to Eric's contentions, competent record evidence supports the trial court's finding that he acted through an agent to enter into the mortgage transaction. *Fitzgerald v. Hutchins*, 2009 ME 115, ¶ 12, 983 A.2d 382; *Libby v. Concord Gen. Mut. Ins. Co.*, 452 A.2d 979, 981 (Me. 1982). Thus, he is liable on the mortgage, and the trial court properly entered judgment against him. *See A.E. Robinson Oil Co. v. Cnty. Forest Prods., Inc.*, 2012 ME 29, ¶ 7, 40 A.3d 20.

The entry is:

Judgment affirmed.

On the briefs:

Eric P. Peltier, appellant pro se

Michael S. Haenn, Esq., Bangor, for appellee Bar Harbor Bank
& Trust Co.

Machias District Court docket number RE-2010-61
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