

RANDI-LEE (VILASUSO) LITTLEFIELD

v.

MICHAEL VILASUSO

Submitted on Briefs July 1, 2014

Decided August 5, 2014

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

MEMORANDUM OF DECISION

Michael Vilasuso appeals from a judgment entered in the District Court (Bangor, *Jordan, J.*) denying his motion to set aside a default divorce judgment pursuant to M.R. Civ. P. 60(b)(6). Vilasuso has not met his burden of demonstrating that the court's failure to grant relief was "a plain and unmistakable injustice" against him. *Ezell v. Lawless*, 2008 ME 139, ¶ 19, 955 A.2d 202; *Wooldridge v. Wooldridge*, 2008 ME 11, ¶ 6, 940 A.2d 1082. Rather, by failing to notify the court of his change in address, Vilasuso failed to perform his duty to take legal steps to protect his own interests. *Ezell*, 2008 ME 139, ¶¶ 18, 28, 32-33, 955 A.2d 202. For the same reasons, the court's denial of Vilasuso's motion did not violate his due process rights.

The entry is:

Judgment affirmed.

On the briefs:

Martha J. Harris, Esq., Paine, Lynch & Harris, P.A., Bangor,
for appellant Michael Vilasuso

William P. Logan, Esq., Irwin, Tardy, & Morris, Newport, for
appellee Randi-Lee (Vilasuso) Littlefield

Bangor District Court docket number FM-2012-594
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