

PATRICIA L. McCARTHY

v.

EDWARD D. MURPHY

Submitted on Briefs February 11, 2014
Decided March 4, 2014

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

MEMORANDUM OF DECISION

Patricia L. McCarthy appeals from a divorce judgment entered by the District Court (Portland, *Moskowitz, J.*) following a trial. Contrary to McCarthy's contentions, (1) the court retained the authority and discretion to change its findings and conclusions announced at trial until its final written judgment was signed, M.R. Civ. P. 58; *see Estate of Banks v. Banks*, 2009 ME 34, ¶ 9 & n.1, 968 A.2d 525; and (2) on this record the court did not abuse its broad discretion in awarding primary residence of the parties' minor daughter to Edward D. Murphy, or in establishing a visitation schedule for McCarthy subject to increased frequency upon the fulfillment of certain conditions, *see Bulkley v. Bulkley*, 2013 ME 101, ¶ 10, 82 A.3d 116; *Jarvis v. Jarvis*, 2003 ME 53, ¶ 29, 832 A.2d 775. Finally, we discern no abuse of discretion in the court's assignment of McCarthy's attorney fees to her, in its division of the proceeds of the sale of the marital home, or in its equal division of the parties' 2012 tax obligations. *See Laqualia v. Laqualia*, 2011 ME 114, ¶ 33, 30 A.3d 838; *Thumith v. Thumith*, 2013 ME 67, ¶ 8, 70 A.3d 1232.

The entry is:

Judgment affirmed. Mandate to issue
immediately.

On the briefs:

Patricia L. McCarthy, pro se appellant

Edward D. Murphy, pro se appellee

Portland District Court docket number FM-2012-851
FOR CLERK REFERENCE ONLY