

BRIAN W. SWANSON

v.

LIANE M. COMPAGNA

Submitted on Briefs July 1, 2014

Decided July 8, 2014

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

#### MEMORANDUM OF DECISION

Liane M. Compagna appeals from a judgment of the District Court (West Bath, *J.D. Kennedy, J.*) on Brian W. Swanson's parental rights and responsibilities complaint. Contrary to Compagna's contentions, the court did not err in characterizing the parties as having shared primary residence, *see* 19-A M.R.S. § 2001(7) (2013); *Finucan v. Williams*, 2013 ME 75, ¶ 14, 73 A.3d 1056, or abuse its discretion in allocating the dependent tax exemptions, *Bojarski v. Bojarski*, 2012 ME 56, ¶¶ 25-26 & n.4, 41 A.3d 544. The court did not err in finding that the parties provide substantially equal care for the children and applying the child support guidelines accordingly. *See* 19-A M.R.S. §§ 2001(8-A), 2006(5)(D-1) (2013); *Brown v. Brown*, 2007 ME 89, ¶ 11 n.4, 929 A.2d 476; *Jabar v. Jabar*, 2006 ME 74, ¶ 17, 899 A.2d 796; *see also* *Murphy v. Bartlett*, 2014 ME 13, ¶ 12, 86 A.3d 610. Nor did the court err in finding, based on his trial testimony, that Swanson pays forty dollars per week to insure the children. *See* *Gordon v. Cheskin*, 2013 ME 113, ¶ 12, 82 A.3d 1221.

The entry is:

Judgment affirmed.

**On the briefs:**

Neil S. Shankman, Esq., and Aubrey A. Russell, Esq.,  
Shankman & Associates Legal Center, Lewiston, for appellant  
Liane M. Compagna

Brianne M. Martin, Esq., Powers & French, Freeport, for  
appellee Brian W. Swanson

West Bath District Court docket number FM-2012-238  
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