

ONEWEST BANK, FSB

v.

RONALD S. LAROCHE

Submitted on Briefs February 26, 2015
Decided March 3, 2015

Panel: ALEXANDER, MEAD, GORMAN, JABAR, and HJELM, JJ.

MEMORANDUM OF DECISION

Ronald S. LaRoche appeals from a judgment of foreclosure entered by the District Court (Lewiston, *MG Kennedy, J.*) in favor of OneWest Bank, FSB (OWB), following a bench trial. The judgment predated the issuance of our opinion in *Bank of America, N.A. v. Greenleaf*, 2014 ME 89, 96 A.3d 700. Pursuant to our holding in that case, LaRoche is entitled to judgment because the evidence establishes as a matter of law that OWB lacked standing to foreclose on the mortgaged premises. *Id.* ¶¶ 12-17. Because we vacate the judgment on that basis, we do not reach LaRoche's argument that the notice of default did not satisfy the requirements of 14 M.R.S. § 6111 (2014).

The entry is:

Judgment vacated. Remanded for entry of
judgment for LaRoche.

On the briefs:

S. James Levis, Jr., Esq., Law Office of S. James Levis, Jr., PA,
Kennebunk, for appellant Ronald LaRoche

Elizabeth M. Lacombe, Esq., Bendett & McHugh, Farmington,
Connecticut, for appellee OneWest Bank, FSB

Androscoggin County Superior Court docket number RE-2009-372
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