

CONSERVATORSHIP AND GUARDIANSHIP OF
EDWARD B. RODRIGUE SR.

Submitted on Briefs June 22, 2016
Decided June 30, 2016

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

MEMORANDUM OF DECISION

After a hearing, the York County Probate Court (*Nadeau, J.*) denied Marielle Rodrigue's petition to be appointed as conservator for her father, Edward B. Rodrigue Sr.; granted the petition of the Department of Health and Human Services to be appointed as his conservator; and granted Marielle's petition to be appointed as his guardian. Marielle appeals from the court's denial of both her request for attorney fees, *see* 18-A M.R.S. § 1-601 (2015), and her subsequent motion for reconsideration of that denial, *see* M.R. Prob. P. 7(b), 59; M.R. Civ. P. 7(b)(5), 59(e). We are not persuaded that the court misinterpreted the law or abused its discretion in denying either of Rodrigue's motions, and we affirm the judgment. *See* M.R. Prob. P. 7(b), 43, 59; M.R. Civ. P. 7(b)(5), 43(e), 59(e); *Estate of Deschenes*, 2003 ME 35, ¶¶ 15-16, 818 A.2d 1026; *Estate of Lewis*, 2001 ME 74, ¶ 12, 770 A.2d 619; *Concord Gen. Mut. Ins. Co. v. N. Assurance Co.*, 603 A.2d 470, 472 (Me. 1992); *Cates v. Farrington*, 423 A.2d 539, 540-41, 542 (Me. 1980).

The entry is:

Judgment affirmed.

On the briefs:

Gregory O. McCullough, Esq., Sanford, for appellant Marielle Rodrigue

Jeffrey P. Buhrman, Esq., for appellee Edward B. Rodrigue, Sr.

Janet T. Mills, Attorney General, and Christopher Leighton, Asst. Atty. Gen., Office of the Attorney General, Augusta, for appellee Department of Health and Human Services

York County Probate Court docket number 2014-639
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