

CHAD PIKE

v.

ANITA MCKINNON

Submitted on Briefs July 20, 2016
Decided July 28, 2016

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

MEMORANDUM OF DECISION

Chad Pike appeals from a judgment of the District Court (Bangor, *Mead, J.*) denying his motions for contempt and entering a modified parental rights and responsibilities judgment upon his motion to enforce, and his and Anita McKinnon's competing motions to modify a 2008 judgment. Contrary to Pike's contentions, the court did not commit obvious error in declining sua sponte to take "judicial notice" of facts presented in testimony, *see* M.R. Evid. 201(b); *Samsara Mem'l Tr. v. Kelly, Rimmel & Zimmerman*, 2014 ME 107, ¶ 29, 102 A.3d 757; *Provenzano v. Deloge*, 2000 ME 149, ¶ 14, 755 A.2d 549, and the court did not commit clear error or abuse its discretion in reaching findings regarding the child's best interest and establishing primary residence with McKinnon and a regular schedule of contact for the child with Pike, *see* 19-A M.R.S. § 1653(3) (2015); *Little v. Wallace*, 2016 ME 93, ¶¶ 12, 19, --- A.3d ---; *Guardianship of Hailey M.*, 2016 ME 80, ¶ 15, --- A.3d ---; *Aranovitch v. Versel*, 2015 ME 146, ¶ 19, 127 A.3d 542.

The entry is:

Judgment affirmed.

On the briefs:

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