

MISTY GADDIS

v.

DAVID CROSSMAN

Submitted on Briefs July 20, 2016

Decided September 1, 2016

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

MEMORANDUM OF DECISION

David Crossman appeals from a protection from abuse order entered in the District Court (Machias, *Romei, J.*) against Crossman on a complaint brought by Misty Gaddis on behalf of their daughter, a minor. Contrary to Crossman's contentions, we cannot conclude that the court clearly erred or abused its discretion in determining, by a preponderance of the evidence, that the child was abused within the meaning of 19-A M.R.S. § 4002(1) (2015) and that Crossman was a "cause" of the assault. *See* 19-A M.R.S. §§ 4002(1), 4006(1), 4007(1), 4010(1) (2015); *Walton v. Ireland*, 2014 ME 130, ¶ 22, 104 A.3d 883. To the extent that the court did not recite all of its factual findings or explicitly state that Crossman was responsible, on this record, we must assume the court made the factual inferences necessary to support its decision that Crossman's care of the child was a cause of the child's injury. *See Gehrke v. Gehrke*, 2015 ME 58, ¶ 8, 115 A.3d 1252; *see also* M.R. Civ. P. 52(b).

The entry is:

Judgment affirmed.

On the briefs:

Arnold S. Clark, Esq., Fletcher Mahar & Clark, Calais, for
appellant David Crossman

Misty Gaddis, appellee pro se