

LAUREN A. ROBINSON

v.

DANIEL J. IRELAND

Submitted on Briefs April 27, 2017
Decided May 4, 2017

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

MEMORANDUM OF DECISION

Daniel J. Ireland appeals from the judgment and from an order denying his motion for reconsideration of a judgment of the District Court (Bangor, *Lucy, J.*) on Lauren A. Robinson's complaint seeking parental rights and responsibilities to their minor child. Contrary to Ireland's contention, the court did not misapply the burden of proof, but instead properly allocated the parties' respective parental rights and responsibilities "according to the best interest of the child" as determined by a preponderance of the evidence. 19-A M.R.S. § 1653(2)(D)(1) (2016); *see Hatch v. Anderson*, 2010 ME 94, ¶ 12, 4 A.3d 904; *Me. Eye Care Assocs. P.A. v. Gorman*, 2006 ME 15, ¶ 15, 890 A.2d 707. We also discern no abuse of discretion in the court's determination that primary residence with Robinson is in the child's best interest, nor any error in the factual findings underlying that determination. *See* 19-A M.R.S. § 1653(3) (2016); *Violette v. Violette*, 2015 ME 97, ¶ 30, 120 A.3d 667.

The entry is:

Judgment affirmed.

Zachary Brandmeir, Esq., Bangor, for appellant Daniel J. Ireland

Christopher R. Largay, Esq., Largay Law Offices, P.A., Bangor, for appellee
Lauren A. Robinson

Bangor District Court docket number FM-2016-24
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