

TAMARA L. TUTTLE

v.

MICHAEL S. TUTTLE

Submitted on Briefs July 19, 2017
Decided July 27, 2017

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

MEMORANDUM OF DECISION

Michael S. Tuttle appeals from a judgment of the District Court (Portland, *Montgomery, J.*) finding him in contempt, M.R. Civ. P. 66(d), for failing, without good cause, to sell or refinance the marital home pursuant to a divorce judgment and for failing, without good cause, to cooperate with his former spouse in the sale of the home pursuant to subsequent court orders. Contrary to Tuttle's contention, the court did not commit clear error or abuse its discretion when it concluded that an order in a separate quiet title action denying a third party's claim to the property was not relevant to whether Tuttle was in compliance with several court orders requiring him to cooperate in the sale of the home. *See* M.R. Evid. 401, 402; *Ames v. Ames*, 2003 ME 60, ¶ 13, 822 A.2d 1201; *City of Rockland v. Winchenbaugh*, 667 A.2d 602, 604 (Me. 1995); *State v. Pelletier*, 602 A.2d 1148, 1148 (Me. 1992).

Furthermore, the court did not deny Tuttle the right to due process when he had notice and an opportunity to be heard, *see Guardianship & Conservatorship of Jones*, 2017 ME 125, ¶ 19, --- A.3d ---, and when the court did not commit clear error or abuse its discretion by declining to give weight

to Tuttle's argument on relevance grounds, *see State v. St. Onge*, 2011 ME 73, ¶ 20, 21 A.3d 1028.

The entry is:

Judgment affirmed.

Michael S. Tuttle, appellant pro se

Tamara L. Tuttle, appellee pro se

Portland District Court docket number FM-2014-230
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