

CITIMORTGAGE, INC.

v.

CHARLES R. ADAMS SR.

Submitted on Briefs October 24, 2017
Decided October 31, 2017

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

MEMORANDUM OF DECISION

Charles R. Adams Sr. appeals from a judgment of the District Court (Ellsworth, *Roberts, J.*) enlarging the time for CitiMortgage, Inc., to record a 2015 foreclosure judgment it obtained against Adams and to publish and conduct the foreclosure sale. Contrary to Adams's contention, the court acted within its discretion in determining that Adams's filing of a separate partition action as to the same property provided an adequate basis for enlarging the time to record the foreclosure judgment, *see* 14 M.R.S. § 2401(3) (2016), and good cause for enlarging the time to publish notice of and conduct the public sale of the property, *see* 14 M.R.S. § 6323(1), (3) (2016). *See Dalton v. Quinn*, 2010 ME 120, ¶ 6, 8 A.3d 670; *Guardianship of K-M*, 2005 ME 8, ¶¶ 33-34, 866 A.2d 106; *KeyBank Nat'l Ass'n v. Sargent*, 2000 ME 153, ¶¶ 36-38, 758 A.2d 528.

The entry is:

Judgment affirmed.

Stephen C. Smith, Esq., Lipman & Katz, P.A., Augusta, for appellant Charles R. Adams Sr.

Andrea T. Holbrook, Duane Morris LLP, Portland, for appellee CitiMortgage, Inc.

Ellsworth District Court docket number RE-2009-153
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