

MACHIAS SAVINGS BANK

v.

BETH C. HARTFORD et al.

Submitted on Briefs February 26, 2018
Decided March 15, 2018

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

MEMORANDUM OF DECISION

Machias Savings Bank appeals from a judgment of the District Court (Machias, *D. Mitchell, J.*) dismissing with prejudice the Bank's foreclosure complaint against Beth C. Hartford and Brent Hartford. Contrary to the Bank's contentions, the court did not err in determining that the Bank's foreclosure complaint was barred by res judicata based on the Bank's unsuccessful prior attempt to foreclose on the same property. *See Pushard v. Bank of Am., N.A.*, 2017 ME 230, ¶¶ 18-36, 175 A.3d 103; *Fed. Nat'l Mortg. Ass'n v. Deschaine*, 2017 ME 190, ¶¶ 15-37, 170 A.3d 230; *Johnson v. Samson Constr. Corp.*, 1997 ME 220, ¶¶ 6-8, 704 A.2d 866.

The entry is:

Judgment affirmed.

Thad B. Zmistowski, Esq., and Ryan P. Dumais, Esq., Eaton Peabody, Bangor, for
appellant Machias Savings Bank

Mark A. Kearns, Esq., and Mark L. Randall, Esq., Portland, for appellees
Northeast Modular Homes, Inc., and Beth C. Hartford and Brent Hartford

Machias District Court docket number RE-2016-03
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