

SARAH I. BRETON

v.

ROBERT RAITEN

Submitted on Briefs February 26, 2018
Decided March 27, 2018

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

MEMORANDUM OF DECISION

Sarah I. Breton appeals from a judgment of the District Court (Springvale, *Driscoll, J.*) dismissing with prejudice her complaint for protection from abuse against Robert Raiten, *see* 19-A M.R.S. §§ 4001-4014 (2017), and the temporary order that the court had issued, *see id.* § 4006, because they were duplicative of an earlier complaint that Breton filed in another court location that also resulted in a temporary order against Raiten (Ellsworth, *Roberts, J.*), and later a long-term order (Ellsworth, *Mallonee, J.*), *see id.* § 4007.¹ Because Breton sought a protective order from the courts and obtained one—the terms of which she agreed to—her appeal from the dismissal of a second, duplicative order is moot. *See In re Steven L.*, 2017 ME 5, ¶ 8, 153 A.3d 764 (stating that the Law Court will “[g]enerally . . . decline to hear an appeal when the issues are moot, that is, when . . . [its] decision would not provide an appellant any real or effective relief”).

¹ Title 19-A M.R.S. §§ 4006 and 4007 have since been amended, but not in a way that affects this appeal. P.L. 2017, ch. 288, §§ A-20 through A-26 (emergency, effective July 15, 2017).

The entry is:

Appeal dismissed.

Pamela S. Holmes, Esq., and Erica Hudson, Esq., Holmes Legal Group, LLC, Wells,
for appellant Sarah I. Breton

Robert Raiten, appellee pro se

Springvale District Court docket number PA-2017-180
FOR CLERK REFERENCE ONLY