

SNOW LOGAN

v.

PAUL E. ARNOLD

Submitted on Briefs April 25, 2018
Decided May 8, 2018

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

MEMORANDUM OF DECISION

Snow Logan appeals from a judgment of the District Court (Ellsworth, *Roberts, J.*) granting Paul E. Arnold's motion to modify the terms of the parties' 2009 divorce judgment to provide for their younger child's primary residence with Arnold.¹ Contrary to Logan's contentions, the court did not err or abuse its discretion by admitting in evidence at the testimonial hearing the guardian ad litem's supplemental report, *see In re Arturo G.*, 2017 ME 228, ¶ 19, 175 A.3d 91; *In re M.B.*, 2013 ME 46, ¶ 34, 65 A.3d 1260, or by denying Logan's motion for further findings of fact,² *see* M.R. Civ. P. 52; *Eremita v. Marchiori*, 2016 ME 160, ¶ 2, 150 A.3d 336; *Wandishin v. Wandishin*, 2009 ME 73, ¶ 19, 976 A.2d 949. The court's factual findings are also supported by competent record evidence, and the court did not abuse its discretion in determining that the

¹ Logan does not challenge the court's award of primary residence of their older child to Arnold.

² Because Logan failed to file proposed findings with her motion, the court had no obligation to even consider the motion. *See Eremita v. Marchiori*, 2016 ME 160, ¶ 3, 150 A.3d 336.

child's best interest is served by primarily residing with Arnold. *See* 19-A M.R.S. §§ 1653(3), 1657 (2017); *Young v. Young*, 2015 ME 89, ¶ 5, 120 A.3d 106.

The entry is:

Judgment affirmed.

Michael P. Harmon, Esq., Bloomer Russell Beaupain, Millinocket, for appellant
Snow Logan

Eric N. Columer, Esq., Eric N. Columer, P.C., Ellsworth, for appellee Paul E.
Arnold

Ellsworth District Court docket number FM-2007-341
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