

ESTATE OF YVETTE M. LAPIERRE

Submitted on Briefs October 10, 2018

Decided October 18, 2018

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

MEMORANDUM OF DECISION

Susan Harper, individually and as personal representative of the Estate of Yvette M. LaPierre, appeals from a judgment of the York County Probate Court (*Chabot, J.*) approving the final accounting filed by Judith A. Fortier of LaPierre's pre-death estate, of which Fortier was conservator, and granting in part Fortier's claims against the post-death Estate. Contrary to Harper's contentions, we discern no error of fact or law in the court's thorough and thoughtful approval of Fortier's final accounting of the conservatorship estate, *see* 18-A M.R.S. §§ 5-417 to 5-419, 5-429 to 5-430 (2017), or in its allowance of Fortier's claims against the Estate, *see* 18-A M.R.S. § 3-806 (2017). *See also Guardianship of Gionest*, 2015 ME 154, ¶ 7, 128 A.3d 1062; *Jacobs v. Jacobs*, 2007 ME 14, ¶¶ 5, 9, 915 A.2d 409. We also decline to disturb the court's determination that judicial estoppel did not apply to bar Fortier from seeking fees for her guardianship services during LaPierre's life. *See* 18-A M.R.S. § 5-312(b) (2017); *Me. Educ. Ass'n v. Me. Cmty. Coll. Sys. Bd. of Trs.*, 2007 ME 70, ¶¶ 16-20, 923 A.2d 914.

The entry is:

Judgment affirmed.

Gregory O. McCullough, Esq., Sanford Law Offices, Sanford, for appellant Susan Harper

James L. Audiffred, Esq., Saco, for appellee Judith A. Fortier

York County Probate Court docket number 2012-997
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