

JOSHUA A. SMALL

v.

SARAH J. SMALL

Submitted on Briefs October 20, 2021
Decided October 28, 2021

Panel: STANFILL, C.J., and MEAD, GORMAN, JABAR, HUMPHREY, HORTON, and
CONNORS, JJ.

MEMORANDUM OF DECISION

Joshua A. Small appeals from a divorce judgment of the District Court (Caribou, *Soucy, J.*) entered following a one-day trial. He argues that the court erred when it allocated primary residence of the children to Sarah J. Small, particularly in light of her expressed intent to relocate to New York. Contrary to the father's contentions, the court did not abuse its discretion by finding it was in the best interests of the children to primarily reside with the mother regardless of future relocation, consistent with 19-A M.R.S. § 1653(3) (2021). *See Low v. Low*, 2021 ME 30, ¶¶ 9-12, 251 A.3d 735.

The entry is:

Judgment affirmed.

James M. Dunleavy, Esq., Currier, Trask & Dunleavy P.A., Presque Isle, for appellant Joshua A. Small

Adam P. Swanson, Esq., Swanson Law, P.A., Presque Isle, for appellee Sarah J. Small

Caribou District Court docket number FM-2020-50
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