

GREGORY A. HARRIMAN et al.

v.

DAVID A. QUIMBY et al.

Submitted on Briefs on December 18, 2020
Decided January 7, 2021

Panel: GORMAN, JABAR, HORTON, and CONNORS, JJ.

MEMORANDUM OF DECISION

Gregory A. Harriman and Kathryn P. Harriman appeal from a judgment of the Superior Court (Waldo County, *R. Murray, J.*) dismissing the action to quiet title to a farm in Troy that they filed against David A. Quimby and Debra C. Quimby. Because the Harrimans filed their action in violation of a *Spickler* order enjoining them from filing any future action against the Quimbys stemming from their claims of ownership concerning the farm in Troy without first receiving the approval of a justice of the Superior Court, *see Spickler v. Key Bank of S. Me.*, 618 A.2d 204 (Me. 1992); *see also Harriman v. Fleet Bank*, No. RE-02-007, 2003 Me. Super LEXIS 20, at *22 (Feb. 3, 2003), we affirm the judgment of the Superior Court dismissing the complaint. *See Wawenock, LLC v. Dep't of Transp.*, 2018 ME 83, ¶ 4, 187 A.3d 609. However, because the Quimbys did not file a separate motion seeking sanctions in the form of treble costs and attorney fees associated with defending the appeal, we deny that requested relief. *See* M.R. App. P. 13(f); *McGarvey v. McGarvey*, 2019 ME 40, ¶ 6, 204 A.3d 1276 (“[T]he Maine Rules of Appellate Procedure require that a party seeking the imposition of sanctions file a *separate motion* requesting sanctions; a request for sanctions stated only in a party’s brief is not sufficient.” (citation omitted)).

The entry is:

Judgment affirmed.

Gregory A. Harriman, appellant pro se

Kathryn P. Harriman, appellant pro se

Robert E. Sandy, Jr., Esq., Sherman & Sandy, Waterville, for appellees David A. Quimby and Debra C. Quimby

Waldo County Superior Court docket number RE-2019-7
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