

KATHARINE A. RACKI

v.

ROBERT G. PROVONCHA JR.

Submitted on Briefs April 21, 2021
Decided April 29, 2021

Panel: MEAD, GORMAN, JABAR, HUMPHREY, and CONNORS, JJ.

MEMORANDUM OF DECISION

Robert G. Provoncha Jr. appeals from a judgment of the District Court (Biddeford, *Moskowitz, J.*) partially granting Katharine A. Racki's motion to modify the parties' parental rights and responsibilities order as to the schedule of contact with the parties' minor child in connection with their 2016 divorce. Contrary to Provoncha's arguments on appeal, the court did not abuse its discretion by implicitly finding that modifying Provoncha's parent-child contact was in the best interest of the child. *See* 19-A M.R.S. § 1653(3) (2021); *Papadopoulos v. Phillips*, 2018 ME 74, ¶ 8, 186 A.3d 852; *Little v. Wallace*, 2016 ME 93, ¶ 18, 142 A.3d 585. Additionally, we conclude that Provoncha's appeal is not frivolous and deny Racki's motion for sanctions. *See* M.R. App. P. 13(f).

The entry is:

Judgment affirmed.

Angela M. Thibodeau, Esq. and Mary-Ann Letourneau, Esq., Holmes Legal Group, LLC, Wells, for appellant Robert G. Provoncha Jr.

Ardith Keef, Esq., Penney Farms, Florida, for appellee Katherine A. Racki

Biddeford District Court docket number FM-2015-226
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