

ANNE D. (MERZ) CONNOR

v.

PETER J. MERZ

Submitted on Briefs June 16, 2021
Decided June 24, 2021

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

MEMORANDUM OF DECISION

Peter J. Merz appeals from a divorce judgment entered by the District Court (Lewiston, *S. Driscoll, J.*) awarding a mobile home that the court determined was marital property solely to Anne D. (Merz) Connor. Contrary to Merz's contention, on this record the court did not abuse its discretion in making the award.¹ *See Hutt v. Hanson*, 2016 ME 128, ¶¶ 10, 15, 147 A.3d 352; 19-A M.R.S. § 953(1) (2021). Furthermore, we discern no error or abuse of discretion in the court's limited, unbiased questioning of the parties at trial, *see* M.R. Evid. 614(b); *In re Children of Jamie P.*, 2020 ME 85, ¶¶ 18-19, 236 A.3d 449; *State v. Pickering*, 491 A.2d 560, 564 (Me. 1985), or in the court's valuation of the asset, *see Wicks v. Conroy*, 2013 ME 84, ¶ 15, 77 A.3d 479.

¹ Merz filed a post-judgment motion for further findings of fact pursuant to M.R. Civ. P. 52(b), which the court denied. Because a Rule 52 motion "must include the proposed findings of fact and conclusions of law requested," *id.*, and Merz failed to include any proposed findings with his motion, the court did not err in denying it and we do not address further Merz's contention to the contrary. *See Eremita v. Marchiori*, 2016 ME 160, ¶ 3, 150 A.3d 336.

The entry is:

Judgment affirmed.

Joseph M. Baldacci, Esq., Bangor, for appellant Peter J. Merz

Elyse B. Segovias, Esq., Andrucki & King, Lewiston, for appellee Anne D. Connor

Lewiston District Court docket number FM-2020-184
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