

PAT DOE

v.

ROGER BOWER JR.

Submitted on Briefs December 28, 2022
Decided January 17, 2023

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

MEMORANDUM OF DECISION

Roger Bower Jr. appeals from the District Court's (Skowhegan, *Benson, J.*) grant of Doe's request of a final order for protection from abuse. Bower contends that the court erred when it allowed testimony of events not specifically pleaded in Doe's complaint.

Prior to the hearing Bower was given notice of the witness's testimony; however, he never objected to the testimony nor requested a continuance. Bower waived the issue of whether Doe's complaint complied with due process and whether Doe's complaint gave him notice of the allegations against him. *See Brown v. Town of Starks*, 2015 ME 47, ¶ 6, 114 A.3d 1003; *Mitchell v. Flynn*, 460 A.2d 1375, 1377-78 (Me. 1983).

The entry is:

Judgment affirmed.

Douglas F. Jennings, Esq., Walker & Jennings, PA, Hallowell, for appellant Roger Bower Jr.

Jade Richards, Esq., and Maris Hubbard, Esq., Pine Tree Legal Assistance, Augusta and Portland, for appellee Pat Doe

Skowhegan District Court docket number PA-2022-136
FOR CLERK REFERENCE ONLY