

WALTER R. BACHELDER

v.

MIRANDA A. MERCHANT

Submitted on Briefs June 21, 2023
Decided June 29, 2023

Panel: MEAD, JABAR, HORTON, LAWRENCE, and DOUGLAS, JJ.

MEMORANDUM OF DECISION

Miranda A. Merchant appeals from a judgment of the District Court (Augusta, *Montgomery, J.*) granting her motion to enforce the parties' divorce judgment in part. Contrary to Merchant's contention, the court did not err or abuse its discretion in entering judgment as a matter of law on her claims concerning the parties' child, who was an adult at the time of the hearing in this matter, nor do we discern any error in the court's finding that Merchant failed to satisfy her burden of proof on certain other claims. M.R. Civ. P. 50(d); *see Proctor v. Childs*, 2023 ME 6, ¶ 6, 288 A.3d 815; *Beedle v. Beedle*, 2022 ME 45, ¶ 8, 279 A.3d 399; *Dobbins v. Dobbins*, 2020 ME 73, ¶ 17, 234 A.3d 223.¹

Further, on this record the court did not abuse its discretion in twice sanctioning Merchant by requiring her to pay a portion of Bachelder's attorney fees for filing a frivolous motion to enforce and subsequent frivolous motions

¹ Merchant also asserts that she did not receive procedural due process; we disagree and do not discuss that claim further. *See Aubuchon v. Blaisdell*, 2023 ME 5, ¶ 11, 288 A.3d 805.

to vacate the court's then-pending judgment and to change venue.² See M.R. Civ. P. 11(a); *Dubois v. Town of Arundel*, 2019 ME 21, ¶ 12, 202 A.3d 524. Merchant's status as an unrepresented party did not excuse her from complying with all applicable rules of civil procedure. See M.R. Civ. P. 11(a); *Aubuchon v. Blaisdell*, 2023 ME 5, ¶ 19, 288 A.3d 805.

The entry is:

Judgment affirmed.

Miranda A. Merchant appellant pro se

Brian D. Condon, Jr., Esq., Winthrop, for appellee Walter R. Bachelder

Augusta District Court docket number FM-2011-227
FOR CLERK REFERENCE ONLY

² Bachelder requests that we separately sanction Merchant for filing a frivolous appeal. See M.R. App. P. 13(f). After carefully reviewing Merchant's filings on appeal, which were deficient in several respects, we exercise our discretion and decline to do so.