

PAT DOE

v.

HUNTER A. GARRETT

Submitted on Briefs May 23, 2023  
Decided July 11, 2023

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

## MEMORANDUM OF DECISION

Hunter A. Garrett appeals from a final order for protection from abuse issued, after a hearing, by the District Court (West Bath, *Robinson, J.*) against Garrett and in favor of Pat Doe<sup>1</sup> on behalf of the parties' child. Garrett's sole contentions on appeal are that the court erred by allowing Doe and another witness to provide testimony recounting the child's statements to them, and that the error was not harmless. Garrett, who represented himself at the hearing, did not object to the testimony in question.<sup>2</sup> At least some of the testimony could have been admitted over objection, *see* M.R. Evid. 803(2); *State v. Hafford*, 410 A.2d 219, 220 (Me. 1980), and there was ample independent evidence to support the court's finding of abuse, *see* 19-A M.R.S. § 4002(1)

---

<sup>1</sup> Pursuant to federal law, we do not identify the plaintiff in this protection from abuse action and we limit our description of events and locations to avoid revealing "the identity or location of the party protected under [a protection] order." 18 U.S.C.S. § 2265(d)(3) (LEXIS through Pub. L. No. 118-6); *see Doe v. Tierney*, 2018 ME 101, n.1, 189 A.3d 756.

<sup>2</sup> Nor did he object to—or challenge on appeal—the admission of recorded statements by the child. *Cf. Greenlaw v. United States*, 554 U.S. 237, 243-44 (2008).

(2022).<sup>3</sup> Accordingly, we disagree with Garrett's contentions. *See, e.g., Gonthier v. Horne*, 576 A.2d 745, 747-48 (Me. 1990).

The entry is:

Judgment affirmed.

---

Erika L. Allen, Esq., Shukie & Segovias, Lewiston, for appellant Hunter A. Garrett

Pat Doe, appellee pro se

West Bath District Court docket number PA-2022-276  
FOR CLERK REFERENCE ONLY

---

<sup>3</sup> Title 19-A M.R.S. § 4002(1) has been repealed and replaced. *See* P.L. 2021, ch. 647, §§ A-2, A-3 (effective Jan. 1, 2023) (codified at 19-A M.R.S. § 4102(1) (2023)). This action by the Legislature does not affect our analysis in this appeal.