

LENA M. MINERVINO

v.

JOSHUA S. RANDALL

Submitted on Briefs July 18, 2023
Decided July 25, 2023

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

MEMORANDUM OF DECISION

Lena M. Minervino appeals from a judgment of the District Court (Portland, *Darvin, J.*) modifying the parties' parental rights and responsibilities, including changing the primary residence of the parties' minor child from shared residency to awarding Joshua S. Randall primary residency of the minor child. Contrary to Minervino's arguments, the trial court properly conducted a de novo hearing and did not defer to the interim order because the court did not adopt the findings of the interim order and there is competent evidence in the record to support all the court's findings. *See Martin v. MacMahan*, 2021 ME 62, ¶ 18-20, 264 A.3d 1224; M.R. Civ. P. 110A(b)(7); 4 M.R.S. § 183(1)(E) (2023). Further, the record contains sufficient evidence to support the trial court's finding that it was in the best interests of the child to award Randall primary residency. *See* 19-A M.R.S. § 1653(3) (2023); *Low v. Low*, 2021 ME 30, ¶ 9, 251 A.3d 735. Therefore, the trial court did not err or abuse its discretion. *See Seymour v. Seymour*, 2021 ME 60, ¶ 22, 263 A.3d 1079.

The entry is:

Judgment affirmed.

Pamela Holmes, Esq., and Mary-Ann Letourneau, Esq., Holmes Legal Group, LLC., Wells, for appellant Lena M. Minervino

Tiffany Bond, Esq., BondLaw, LLC, Portland, for appellee Joshua S. Randall

Portland District Court docket number FM-2017-344
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