

JOHN D. CASSELL III

v.

CAROL J. CASSELL

Submitted on Briefs February 21, 2024
Decided February 29, 2024

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

MEMORANDUM OF DECISION

John D. Cassell III appeals from a judgment entered by the District Court (Springvale, *D. Driscoll, J.*) finding him to be in contempt of the parties' divorce judgment for failing to pay spousal support to Carol J. Cassell. John did not move for further findings in the trial court pursuant to M.R. Civ. P. 52, and has not supplied a transcript of the contempt hearing on appeal. *See In re Children of Quincy A.*, 2023 ME 49, ¶ 26, 300 A.3d 832; *Kilton v. Kilton*, 2016 ME 63, ¶ 5, 137 A.3d 1026. We therefore have no basis on which to discern error in the court's factual findings by clear and convincing evidence that John failed to pay the ordered spousal support despite having a present ability to do so. *See Kilton*, 2016 ME 63, ¶ 5, 137 A.3d 1026; *Silverwolf v. Colton*, 2020 ME 94, ¶ 8, 237 A.3d 162; M.R. Civ. P. 66(d)(2)(D).

The entry is:

Judgment affirmed.

John D. Cassell III, appellant pro se

Carol J. Cassell, appellee pro se

Springvale District Court docket number FM-2020-410
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