

IN RE CHILD OF ROBERT C.

Submitted on Briefs September 25, 2024

Decided October 3, 2024

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

MEMORANDUM OF DECISION

Robert C. appeals from a judgment of the District Court (Bridgton, *Malia, J.*) establishing parental rights and responsibilities as between him and the mother of their child. Contrary to his contentions, (1) the court did not err in taking judicial notice of a jeopardy order and relying on independent, highly probative evidence admitted in the hearing at issue here to find that the father presents a risk of harm to the child, *see In re Scott S.*, 2001 ME 114, ¶ 12, 775 A.2d 1144; *State v. Giovanini*, 567 A.2d 1345, 1346-47 (Me. 1989); M.R. Evid. 403; (2) the court did not err in entering the child support order given the evidence presented and the failure of the father to either file a child support affidavit as ordered, *see* 22 M.R.S. § 4036(1-A)(A) (2024); 19-A M.R.S. § 2004 (2024), or offer other evidence regarding his capacity to pay, *see McCarthy v. Guber*, 2023 ME 53, ¶ 10, 300 A.3d 804; and (3) the child relocation provision in the court's judgment does not violate 19-A M.R.S. § 1653(3) or (14) (2024).

The father waived any challenge to the lack of a ruling on his motion for contempt because he withdrew that motion in the District Court upon acknowledging his failure to serve the motion on the mother. *See State v. Foster*, 2016 ME 154, ¶ 9, 149 A.3d 542; M.R. Civ. P. 66(d)(2)(C).

Although the father raises other arguments, they were either not sufficiently developed for us to consider them on appeal, *see York Hosp. v. Dep't of Health & Hum. Servs.*, 2008 ME 165, ¶ 29, 959 A.2d 67, or were already

dismissed by us because there is no statutory right to appeal from the dispositional order entered in the concurrently pending child protection matter, *see* 22 M.R.S. § 4006 (2024).

The entry is:

Judgment affirmed.

Robert C., appellant pro se

Aaron M. Frey, Attorney General, and Hunter C. Umphrey, Asst. Atty. Gen., Office of the Attorney General, Bangor, for appellee Department of Health and Human Services

Jeffrey S. Dolley, Esq., Lewiston, for appellee mother

Bridgton District Court docket number FM-2022-148
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