

PAT DOE<sup>1</sup>

v.

CURRY PHELPS

Submitted on Briefs March 18, 2025

Decided March 25, 2025

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

## MEMORANDUM OF DECISION

Curry Phelps appeals from a judgment of the District Court (Portland, *Wilson, J.*) granting Pat Doe a protection from abuse order, *see* 19-A M.R.S. § 4110(1) (2024). Contrary to Phelps’s contention, on this record the court did not abuse its discretion in denying her motion to continue the hearing. *See Hero v. Macomber*, 2016 ME 4, ¶ 7, 130 A.3d 398; M.R. Civ. P. 40(c). Further, given the court’s credibility findings, there was ample evidence for the court to find by a preponderance of the evidence that Phelps had abused Doe by assaulting him. *See Walton v. Ireland*, 2014 ME 130, ¶¶ 22-23, 104 A.3d 883; 19-A M.R.S. §§ 4102(1)(A), 4109 (2024).

The entry is:

Judgment affirmed.

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<sup>1</sup> Pursuant to federal law, we do not identify the plaintiff in this protection from abuse action and limit our description of events and locations to avoid revealing “the identity or location of the party protected under [a protection] order” as required by 18 U.S.C.A. § 2265(d)(3) (Westlaw through Pub. L. No. 119-1). *See Doe v. Tierney*, 2018 ME 101, n.1, 189 A.3d 756.

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Portland District Court docket number PA-2024-565  
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