

JAMES A. ADAMSON et al.

v.

HOWARD HOFFMAN et al.

Submitted on Briefs October 23, 2001  
Decided October 25, 2001

Panel: CLIFFORD, RUDMAN, DANA, SAUFLEY, ALEXANDER, and CALKINS,  
JJ.

#### MEMORANDUM OF DECISION

Howard Hoffman and Celia Winslow appeal from the judgment of the Superior Court (Sagadahoc County, *Humphrey, J.*) granting a foreclosure judgment to plaintiffs, James and Nancy Adamson, and finding for the Adamsons on complaints and counterclaims filed by Hoffman and Winslow. Hoffman and Winslow contend that the court improperly denied their request for a jury trial after they failed to pay the required jury trial fee or to make a timely objection to the pretrial scheduling order placing the case on the nonjury trial list. The trial court neither violated the law nor exceeded the bounds of its discretion in declining Hoffman's and Winslow's belated request to place the case on the jury trial list after they originally failed to pay the required jury trial fee, *see Martin v. Sullivan*, 1997 ME 49, ¶ 5, 691 A.2d 203, 205.

The entry is:

Judgment affirmed.

Attorney for plaintiffs:

James M. Whittemore, Esq.  
Ranger Copeland Whittemore & Massey, P.A.  
P O Box 694  
Brunswick, ME 04011-0694

For defendants:

Howard Hoffman  
Celia Winslow  
2500 Brunswick Avenue  
Richmond, ME 04357