

ANN M. TRUMAN

v.

TERRY H. KING

Submitted on Briefs November 26, 2002  
Decided December 2, 2002

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

#### MEMORANDUM OF DECISION

Terry H. King appeals from the order of the District Court (Augusta, *French, J.*) which dismissed his objections to a final order of a Case Management Officer (*Mathews, C.M.O.*) and also reached the merits and adopted the order of the Case Management Officer. King contends that his objections to the final order of the Case Management Officer were timely. King also contends that the Case Management Officer erred in his findings regarding Terry King's earning ability and work capacity.

While it does appear that King filed a timely challenge to the final order of the Case Management Officer, the District Court appropriately reached the merits of King's challenge. Without a transcript of the relevant hearings having been

provided by King, we must infer that the evidence is sufficient to support the findings made by the Case Management Officer and adopted by the District Court Judge and that the rulings on procedural and evidentiary issues were within the range of the Case Management Officer's discretion. *See Alley v. Alley*, 2002 ME 162; *State v. Nugent*, 2002 ME 111, ¶ 2, 801 A.2d 1001, 1002.

The entry is:

Judgment affirmed.

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