

IN RE ERIC W.

Submitted on Briefs July 22, 2002
Decided July 24, 2002

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

MEMORANDUM OF DECISION

The mother of Eric W. appeals from the District Court (Portland, *Powers, J.*) order on her motion for emergency judicial review, filed pursuant to 22 M.R.S.A. § 4038(2) (1992), in which the court declined to return custody of her son to her.

Because 22 M.R.S.A. § 4006 provides that appeals from orders issued pursuant to sections other than 4035, 4054 or 4071 are interlocutory and not appealable, *see In re Kristy Y.*, 2000 ME 98, ¶¶ 5 & 10, 752 A.2d 166, 168-69, and this case does not fit into any of the of the narrow exceptions to the final judgment rule, *see id*; *see also USDA, Rural Hous. Serv. v. Carter*, 2002 ME 103, ¶¶ 7-13, --- A.2d ---, the appeal must be dismissed.

The entry is:

Appeal dismissed.

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