Reporter of Decisions Decision No. Mem 03-73 Docket No. Pen-03-14

## ROBERT BAGLEY et al.

v.

## DEANNA LIZOTTE

## Submitted on Briefs May 1, 2003 Decided May 14, 2003

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

#### MEMORANDUM OF DECISION

Deanna Lizotte appeals from an interlocutory decision of the District Court (Bangor, *Staples, J.*) granting a preliminary injunction ordering her to remove obstructions from an easement across her land to the land of Robert and Michelle Bagley and prohibiting her from placing any new obstructions. Because Lizotte has not provided us with a transcript of the hearing, we must assume that the court did not clearly err in its factual findings or abuse its discretion in entering the preliminary injunction. *See Alley v. Alley*, 2002 ME 162, ¶ 2, 809 A.2d 1262, 1262.

The entry is:

Judgment affirmed.

Attorney for plaintiffs:

Brett D. Baber, Esq. Baber & Weeks, P.A. 304 Hancock Street, suite 2E Bangor, ME 04401

For defendant:

Deanna Lizotte 1330 Pushaw Road Glenburn, ME 04401