

DARREN L. BROWN

v.

ELINOR SULLIVAN

Submitted on Briefs November 3, 2004

Decided November 29, 2004

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

#### MEMORANDUM OF DECISION

Elinor Sullivan appeals from the judgment of the District Court (Portland, *Powers, J.*) awarding all proceeds from the sale of a parcel of property to Darren Brown on Brown's petition for equitable distribution of the proceeds. Contrary to Sullivan's contentions, the court did not exceed its discretion in excluding the testimony of a witness who had violated the court's sequestration order, *see State v. Cruz*, 594 A.2d 1082, 1085 (Me. 1991); *State v. Pickering*, 491 A.2d 560, 563 (Me. 1985); M.R. Evid. 615, and committed no error in awarding all proceeds from the sale of the property to Brown, *see Tibbetts v. Tibbetts*, 2000 ME 210, ¶ 6, 762

A.2d 937, 939; *Pongonis v. Pongonis*, 606 A.2d 1055, 1057-58 (Me. 1992); *Libby v. Lorrain*, 430 A.2d 37, 40 (Me. 1981).

The entry is:

Judgment affirmed.

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**Attorney for plaintiff:**

Henry N. Berry, Esq.  
1334 Washington Avenue  
Portland, ME 04103

**Attorney for defendant:**

Peter M. McGee, Esq.  
80 Exchange Street, Suite 400  
Portland, ME 04101