

PATRICIA PATRIZZI

v.

DENNIS PATRIZZI et al.

Argued April 14, 2004
Decided May 6, 2004

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

MEMORANDUM OF DECISION

Dennis Patrizzi, Mary Levy, and Saul Levy appeal from a judgment in the Superior Court (York County, *Brennan, J.*) in favor of Patricia Patrizzi imposing a constructive trust on Dennis's property and extinguishing the Levys' life estate. Contrary to the contentions of Dennis and the Levys, there was no clear error in the court's findings of fact, *see Thomas v. Fales*, 577 A.2d 1181, 1183 (Me. 1990), and, because the court properly understood and applied the law of equity and the

* Although not available at oral argument, Justice Clifford participated in this opinion. *See* M.R. App. P. 12(a) (stating that “[a] qualified justice may participate in a decision even though not present at oral argument”).

constructive trust doctrine, the court did not abuse its discretion by imposing a constructive trust for Patricia's benefit, *see id.*

The entry is:

Judgment affirmed.

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