

ALAN NAGY et al.

v.

DAVID ZYSK

Submitted on Briefs May 17, 2005  
Decided June 9, 2005

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

# MEMORANDUM OF DECISION

David Zysk appeals from a judgment entered in the Superior Court (York County, *Fritzsche, J.*) awarding damages to Alan and Gail Nagy for personal injuries and loss of consortium. Contrary to Zysk's contentions, the court did not exceed the bounds of its discretion in (1) denying his motion to set aside the entry of default because he failed to establish good cause, *see* M.R. Civ. P. 55(c); *Levine v. KeyBank Nat'l Ass'n*, 2004 ME 131, ¶ 13, 861 A.2d 678, 683; and (2) not

allowing a discovery period prior to the damages hearing, *see Boit v. Brookstone Co.*, 641 A.2d 864, 865-66 (Me. 1994).

The entry is:

Judgment affirmed.

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