

DANIEL LaPOINTE

v.

GENEVIEVE LaPOINTE

Submitted on Briefs February 3, 2005
Decided June 28, 2005

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

MEMORANDUM OF DECISION

Daniel LaPointe appeals from a judgment entered in the District Court (Bangor, *Gunther, J.*) in favor of Genevieve LaPointe on Daniel's complaint to annul their marriage. Contrary to his contentions, it was not an abuse of discretion for the court to deny his request for a default judgment as a sanction for Genevieve's repeated refusal to obey discovery orders. *See Pelletier v. Pathiraja*, 519 A.2d 187, 190 (Me. 1986). Nor did the court err in finding that he had ratified his marriage and that his evidence that he was a battered spouse was insufficient to nullify his ratification actions after he discovered Genevieve's fraud.

The entry is:

Judgment affirmed.

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