

WELLS FARGO HOME MORTGAGE CORPORATION, INC.

v.

JAMES WAITE

Submitted on Briefs March 24, 2005

Decided March 29, 2005

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

MEMORANDUM OF DECISION

James Waite appeals from a summary judgment entered in the District Court (Skowhegan, *MacMichael, J.*) for Wells Fargo Home Mortgage Corporation, Inc. Contrary to Waite's contentions, the court did not abuse its discretion in considering Wells Fargo's second motion for summary judgment, *see Monopoly, Inc. v. Aldrich*, 683 A.2d 506, 510 (Me. 1996); permitting Wells Fargo to amend the defective statement of material facts, *see Haines v. Great N. Paper, Inc.*, 2002 ME 157, ¶ 10, 808 A.2d 1246, 1249; and giving Wells Fargo fifteen additional days to submit the amended motion for summary judgment, M.R. Civ. P. 6(b).

Because “[t]he date of entry of the judgment or order . . . govern[s] time calculations,” M.R. Civ. P. 58, Wells Fargo’s amended motion for summary judgment was filed within the time prescribed by the court.

The entry is:

Judgment affirmed.

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