

ROBERT SARVIS

v.

BARBARA HATHAWAY

Submitted on Briefs November 18, 2004

Decided January 11, 2005

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

MEMORANDUM OF DECISION

Robert Sarvis appeals from a judgment entered in the Superior Court (Cumberland County, *Humphrey, J.*) dismissing his complaint for failure to state a claim. M.R. Civ. P. 12(b)(6). Contrary to Sarvis's contentions, the court correctly construed his complaint for breach of contract and conversion against his ex-wife, Barbara Hathaway, as an action to amend or enforce the divorce judgment between the two parties. Modification or enforcement of a divorce judgment is relief that may be obtained only in the divorce court. M.R. Civ. P. 80(k).

The entry is:

Judgment affirmed.

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