

ERIC TRASK

v.

EUGENE NILES et al.

Submitted on Briefs May 17, 2005

Decided May 23, 2005

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

MEMORANDUM OF DECISION

Eric Trask appeals from an order in the Superior Court (Penobscot County, *Hjelm, J.*) granting Eugene Niles's motion to set aside the default entered against Niles pursuant to M.R. Civ. P. 55(c). Because the court's order setting aside the entry of default is not a final judgment, *see In re Adoption of Matthew R.*, 2000 ME 86, ¶ 5, 750 A.2d 1263, 1264-65, and does not come within any exception permitting immediate appellate review of nonfinal orders, *see id.* ¶ 8, 750 A.2d at 1265, the appeal must be dismissed.

The entry is:

Appeal dismissed.

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