

BETH MALONEY et al.

v.

NRG BARRIERS, INC.

Submitted on Briefs July 18, 2006
Decided August 4, 2006

Panel: SAUFLEY, C.J., and ALEXANDER, CALKINS, and SILVER, JJ.

MEMORANDUM OF DECISION

Beth Maloney, individually and on behalf of her children, appeals from a summary judgment entered in Superior Court (York County, *Brennan, J.*) in favor of NRG Barriers, Inc. Contrary to Maloney's contentions, the trial court did not err in concluding that by registering a foreign judgment, obtaining a writ of execution, recording the writ, and noticing the judgment debtor in 2001, pursuant to 14 M.R.S. § 4651-A(5) (2005), NRG's claims against Maloney's former husband had priority over Maloney's claims that are protected by an attachment and trustee process ordered in 2002. The trial court also concluded, correctly, that an injunction issued pursuant to 19-A M.R.S. § 903(1) (2005) does not protect

marital property from claims by third parties that arose from actions preceding filing of the divorce and that the assets in dispute are not subject to an equitable lien.

The entry is:

Judgment affirmed.

For the plaintiff:

Beth Maloney
P.O. Box 468
Kennebunkport, ME 04046

Party-in-Interest:

Frederick Jelin
4804 Laurel Canyon Boulevard
Valley Village, CA 91607-3717

Attorneys for the defendant:

U. Charles Remmel, Esq.
Jennifer A. Archer, Esq.
Kelly, Remmel & Zimmerman
53 Exchange Street
Portland, ME 04112