

WACHOVIA BANK, N.A.

v.

W. DAVID ANDREWS II et al.

Submitted on Briefs January 20, 2006

Decided March 9, 2006

Panel: CLIFFORD, DANA, ALEXANDER, CALKINS, LEVY, and SILVER, JJ.

MEMORANDUM OF DECISION

W. David Andrews II and Joan Sullivan appeal from a judgment of the Superior Court (Waldo County, *Mills, J.*) denying their motion to set aside a default and for relief from default judgments in favor of Wachovia Bank and parties-in-interest, Delmer K. Burk and Kelly Jean Burk. Contrary to Andrews and Sullivan's contention, the court acted within its discretion in denying both motions. *See* M.R. Civ. P. 55, 60(b); *McKeen & Assocs. v. Dep't of Transp.*, 1997 ME 73, ¶ 4, 692 A.2d 924, 925-26; *Thomas v. Thompson*, 653 A.2d 417, 419-20 (Me. 1995).

The entry is:

Judgment affirmed.

**Attorney for plaintiff:**

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