

KIM E. POIRIER

v.

JO ANN POIRIER

Submitted on Briefs December 20, 2006
Decided January 4, 2007

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

MEMORANDUM OF DECISION

Jo Ann Poirier appeals from a divorce judgment entered in the District Court (Waterville, *French, J.*) granting a divorce between Jo Ann and Kim E. Poirier on the grounds of irreconcilable marital differences. Although the District Court erred in holding that Kim's signature on the complaint was unnecessary, *see* M.R. Civ. P. 80, the error is harmless, *see* M.R. Civ. P. 61, because Kim testified at the divorce hearing that he wanted the divorce and because Jo Ann had filed a counterclaim, also requesting a divorce. The District Court did not abuse its discretion in (1) denying Jo Ann's motion to continue, *see Wright & Mills v. Bispham*, 2002 ME 123, ¶ 13, 802 A.2d 430, 433; (2) determining spousal support

awards, *see Dubay v. Dubay*, 2002 ME 100, ¶ 3, 799 A.2d 1221, 1222; and (3) distributing the marital property, *see Murphy v. Murphy*, 2003 ME 17, ¶ 27, 816 A.2d 814, 822.

The entry is:

Judgment affirmed.

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