

DARLA JACOBS

v.

LLEWELLYN JACOBS

Submitted on Briefs March 29, 2007
Decided April 5, 2007

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

MEMORANDUM OF DECISION

Llewellyn Jacobs appeals from the entry of a protection from abuse order in the District Court (Bridgton, *Goranites, J.*) upon the complaint of his wife, Darla Jacobs. *See* 19-A M.R.S. § 4007 (2005).¹ He also appeals from the court's denial of his motion for findings of fact and his motion to reconsider the denial of his motion for findings of fact. Contrary to Llewellyn's contentions, the court did not abuse its discretion in denying his untimely motion for findings of fact or his

¹ Section 4007 has been amended since Darla Jacobs filed her complaint, but not in any way that bears on this case. P.L. 2005, ch. 510 §§ 10-12 (effective Aug. 23, 2006) (codified at 19-A M.R.S. § 4007 (2006)).

consequent motion for reconsideration. *See* M.R. Civ. P. 7(b)(5), 52(a). Because the hearing was not recorded and Llewellyn failed to supply a statement of the evidence produced in accordance with M.R. App. P. 5(d), we assume the evidence offered at the hearing supported the court's findings. *See In re Cyr*, 2005 ME 61, ¶ 17, 873 A.2d 355, 361.

The entry is:

Judgment affirmed.

Attorney for plaintiff:

Jennifer D. Sawyer, Esq.
Cooper Deans & Cargill, P.A.
2935 White Mountain Highway
North Conway, NH 03860

For defendant:

Llewellyn Jacobs
P.O. Box 712
Center Conway, NH 03813