

ROY MAYNARD et al.

v.

KEYBANK NATIONAL ASSOCIATION

Submitted on Briefs March 29, 2007  
Decided April 17, 2007

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

#### MEMORANDUM OF DECISION

Roy Maynard and Charlene Robicheau appeal from a judgment entered in the Superior Court (Penobscot County, *Hjelm, J.*) for KeyBank National Association based on a finding that Maynard and Robicheau failed to prove that KeyBank violated the Unfair Trade Practices Act (UTPA), 5 M.R.S. §§ 205-A to 214 (2006). There was competent evidence in the record to support the court's findings that (1) the agreement between KeyBank and Maynard and Robicheau was "utterly proper," and (2) that Maynard and Robicheau failed to prove their

claim of unfair trade practices.<sup>1</sup> See *State v. Weinschenk*, 2005 ME 28, ¶ 8, 868 A.2d 200, 204-05; *Curtis v. Allstate Ins. Co.*, 2002 ME 9, ¶ 38, 787 A.2d 760, 770.

The trial court did not abuse its discretion in denying Maynard and Robicheau's motion to alter or amend the judgment, for reconsideration of the judgment or for a new trial. See *Davis v. Currier*, 1997 ME 199, ¶ 7, 704 A.2d 1207, 1209.

The entry is:

Judgment affirmed.

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<sup>1</sup> Because we find no error we do not reach either of KeyBank's two alternative arguments—that KeyBank is exempt from the UTPA and that the claim is barred by the statute of limitations.