

JOANNE M. STONE

v.

DANIEL J. STEWART

Submitted on Briefs January 7, 2008
Decided January 17, 2008

Panel: CLIFFORD, ALEXANDER, LEVY, SILVER, MEAD, and GORMAN, JJ.

MEMORANDUM OF DECISION

Daniel J. Stewart appeals from a judgment of the District Court (Springvale, *Stavros, J.*) granting a protection from abuse order pursuant to 19-A M.R.S. § 4007 (2006)¹ issued to protect Joanne M. Stone individually and on behalf of the parties' two-year-old child. Stewart also appeals the order of the court (*M.G. Kennedy, J.*) denying his request for a new hearing. Stewart contends that (1) the trial court erred in believing Stone's testimony and other evidence presented by Stone and the guardian ad litem, (2) the evidence in the record is insufficient to

¹ Since the order was entered, the protection from abuse statute has been amended. *See* P.L. 2007, ch. 340, § 5 (effective Sept. 20, 2007) (codified at 19-A M.R.S. § 4007 (2007)).

support the court's findings, and (3) the guardian ad litem should be removed and replaced. No transcript or alternate record of the trial court proceedings have been provided. When no transcript or alternate record of the trial court proceedings are available, we must assume, on appeal, that the record fully supports the findings and discretionary decisions made by the trial court. *Rothstein v. Maloney*, 2002 ME 179, ¶ 11, 816 A.2d 812, 813. Accordingly, we must infer that the record supports the trial court's findings and discretionary decisions in this case.

The entry is:

Judgment affirmed.

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