

CATHERINE A. NESBIT

v.

FRANK J. KRISTAN

Submitted on Briefs May 7, 2008

Decided May 15, 2008

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

MEMORANDUM OF DECISION

Frank J. Kristan, for himself and related corporations, *see* 4 M.R.S. § 807(3)(J) (2007), appeals from the judgment of the Superior Court (York County, *Brennan, J.*) enforcing a settlement agreement between the parties. Contrary to Kristan's contentions on appeal, Catherine A. Nesbit was not judicially estopped from asserting her claim for fraud before the Superior Court, and the Superior Court properly exercised its jurisdiction to enforce the settlement agreement by entering an order determining the amount due, but deferring enforcement until completion of Kristan's bankruptcy proceedings.

The entry is:

Judgment affirmed.

Frank J. Kristan, pro se:

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