

ANTOINE D. BOIS

v.

PAMELA BOIS

Submitted on Briefs July 29, 2009

Decided August 4, 2009

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

MEMORANDUM OF DECISION

Antoine D. Bois appeals from a judgment of the District Court (West Bath, *J.D. Kennedy, J.*), awarding, inter alia, attorney fees issued in conjunction with rulings on the parties' various post-divorce judgment motions. Contrary to Antoine's contention, the court did not abuse its discretion in its award of attorney fees. *Rosen v. Rosen*, 651 A.2d 335, 336 (Me. 1996). Given the court's findings regarding Antoine's willful nonpayment of spousal support, higher income, and poor conduct, the award was "fair and just under the circumstances." *Id.* Further, Antoine's argument that financial issues constituted an insignificant portion of the litigation is unsupported by the record and does not speak to the court's finding that the financial issues were intertwined with the child-related matters. Additionally, the record does not support Antoine's contentions (1) that his ex-wife's attorney failed to provide a proper record on which to base an award of fees, and (2) that the court reversed the two-step process set forth in *Miele v. Miele*, 2003 ME 113, ¶ 17, 832 A.2d 760, 765.

The entry is:

Judgment affirmed.

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