

ESTATE OF SHIRLEY G. DAVIS

Submitted on Briefs September 30, 2009

Decided October 8, 2009

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

MEMORANDUM OF DECISION

Beth Ann Davis, daughter of Shirley G. Davis, appeals from the entry of a judgment by the Cumberland County Probate Court (*Mazziotti, J.*) establishing the complete settlement of the Estate of Shirley G. Davis. The Probate Court accepted the full and final settlement the estate upon full agreement of the trustee and beneficiaries following formal probate proceedings. Beth Ann Davis, who was not a beneficiary of her mother's estate, contends, among other things, that her interest in her father's estate was improperly commingled with her mother's estate. Despite receiving notice of the formal probate proceedings, however, Beth Ann Davis did not raise any issues to the Probate Court and did not assert or offer any evidence of an interest in either of her parents' estates. Accordingly, she has failed to preserve for appeal the issues she now raises, *see Estate of Lipin*, 2008 ME 16, ¶ 6, 939 A.2d 107, 109, and has failed to demonstrate that she is an aggrieved party with standing to appeal, *see Briard v. Goodale*, 86 Me. 100, 101-02, 29 A. 946, 947 (1893). In these circumstances, we dismiss her appeal for lack of jurisdiction. *See Briard*, 86 Me. at 101-02, 29 A. at 947; 14 M.R.S. § 1851 (2008); 18-A M.R.S. § 1-308 (2008).

The entry is:

Appeal dismissed.

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Cumberland County Probate Court docket number 2003-0048  
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