

KENNETH EATON

v.

SABRINA TREMBLAY

Submitted on Briefs October 14, 2009

Decided October 15, 2009

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

MEMORANDUM OF DECISION

Kenneth Eaton appeals from a judgment of the District Court (Biddeford, *Cantara, J.*) awarding primary physical residence of his daughter to the child's mother, Sabrina Tremblay. Contrary to Eaton's contentions, on this record the court did not clearly err in determining that the award was in the child's best interest, 19-A M.R.S. § 1653(3) (2008), *see In re Jacob C.*, 2009 ME 10, ¶ 15, 965 A.2d 47, 51, nor did it abuse its discretion in declining to appoint a guardian ad litem, *see Coppersmith v. Coppersmith*, 2001 ME 165, ¶ 4, 786 A.2d 602, 604; *Kinter v. Nichols*, 1999 ME 11, ¶ 10, 722 A.2d 1274, 1277-78.

The entry is:

Judgment affirmed.

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Sabrina Tremblay did not file a brief.

Biddeford District Court docket number FM-2007-481
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