

SHERRY ANN ROBB (SHERYL) BRIGGS

v.

LINWOOD W. BRIGGS

Argued May 13, 2008  
Decided February 10, 2009

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

#### MEMORANDUM OF DECISION

Sherry Ann Robb (Sheryl) Briggs appeals from a divorce judgment entered in the District Court (Bangor, *R. Murray, J.*) distributing the parties' property and debt, and awarding spousal support. Sherry contends that the court abused its discretion when awarding an amount of spousal support that she asserts is insufficient to meet her monthly expenses, and by failing to consider the tax consequences of the award and her lack of retirement savings. Linwood W. Briggs cross-appeals from the same judgment. He contends that the court abused its discretion or erred in failing to order that the spousal support obligation would end upon a date certain or condition, in calculating the value of his 401(k) account, and in ordering him to pay a debt owed to the college attended by his adult daughter. He further argues that the trial court should have applied Maryland law when determining his spousal support obligation.

We disagree with the parties' contentions. The trial court acted within its discretion and properly considered the factors set forth in 19-A M.R.S. § 951-A(5) (2008) when determining the amount and duration of spousal support. *See Harmon v. Harmon*, 2009 ME 2, ¶¶ 6-7, 962 A.2d 959, 961-962. We further conclude that the trial court committed no error or abuse of discretion in its valuation of the 401(k) account or in distributing the debt between the parties. *See*

*Carter v. Carter*, 2006 ME 68, ¶¶ 13-14, 900 A.2d 200, 203. Finally, the trial court committed no error when applying Maine law to determine Linwood's spousal support obligation. See *Adams v. Buffalo Forge Co.*, 443 A.2d 932, 934 (Me. 1982).

The entry is:

Judgment affirmed.

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