

KAREN A. McKENNA

v.

RANDY S. LABELLE

Submitted on Briefs March 3, 2009

Decided March 17, 2009

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

#### MEMORANDUM OF DECISION

Randy S. Labelle appeals from the judgment of the District Court (Biddeford, *Foster, J.*) affirming and adopting the order of the Family Law Magistrate (*Driscoll, M.*) denying Labelle's post-divorce motion for reimbursement of child support payments made to Karen A. McKenna. The relief Labelle sought was for reimbursement of child support payments made in, or credit towards amounts he still owes for, the four years prior to his filing the motion. The District Court and the Family Law Magistrate properly determined that there was no basis to order a retroactive change in Labelle's child support obligations for the period preceding the filing of his motion to modify child support or for reimbursement of child support payments. See 19-A M.R.S. § 2009(2) (2008); *Bartlett v. Anderson*, 2005 ME 10, ¶¶ 17-18, 866 A.2d 829, 833-34; *Wood v. Wood*, 407 A.2d 282, 287-88 (Me. 1979).

The entry is:

Judgment affirmed.

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**Randy Labelle, pro se:**

Randy Labelle  
PO Box 104  
Kennebunk, Maine 04043

**Karen McKenna did not file a brief.**