

CINDY GAGNON

v.

DWIGHT LOOK

Submitted on Briefs April 30, 2009

Decided May 19, 2009

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

MEMORANDUM OF DECISION

Dwight Look appeals from a judgment entered in the District Court (Machias, *MacMichael, J.*) issuing an order for protection from harassment prohibiting him from having any contact with Cindy Gagnon.

Contrary to Look's argument, the court did not clearly err when it granted a protection from harassment order. The record supports a finding by a preponderance of the evidence that Look harassed Gagnon pursuant to 5 M.R.S. § 4651(2)(A) (2008). *See Jenkins, Inc. v. Walsh Bros.*, 2001 ME 98, ¶ 22, 776 A.2d 1229, 1236 ("The fact-finder has the prerogative to selectively accept or reject testimony") (quotation marks omitted); *and Murray v. Murray*, 529 A.2d 1366, 1368 n.1 (Me. 1987) ("In the absence of a motion for findings of fact and conclusions of law pursuant to [M.R. Civ. P.] 52(a), or for further findings under [M.R. Civ. P.] 52(b), we assume that the trial justice found all of the facts necessary to support the decision") (citation omitted).

The entry is:

Judgment affirmed.

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