

NATHAN MORONG

v.

MISTY POTTLE

Submitted on Briefs September 16, 2010
Decided October 5, 2010

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

MEMORANDUM OF DECISION

Misty Pottle appeals from the judgment of the District Court (West Bath, *Tucker, J.*) denying Pottle's motion to enforce, motion for contempt, and other related motions, and granting Nathan Morong's cross-motion to modify the parental rights and responsibilities order. On appeal, Pottle contends that the court's action amounted to an abuse of discretion, denying her proper parental rights without support of sufficient evidence in the record. Review of the evidence in the record demonstrates that the court's findings supporting a modification of the parental rights and responsibilities order, as requested by Morong, are supported by the evidence. *See Preston v. Tracy*, 2008 ME 34, ¶ 10, 942 A.2d 718, 720 (if trial court findings are supported by competent evidence, the existence of contrary evidence does not justify vacating the trial court's findings). The record also demonstrates that the court was not compelled to find in Pottle's favor on the motions on which she bore the burden of proof, her motion to enforce or expand visitation and her motion for contempt. *See Ma v. Bryan*, 2010 ME 55, ¶¶ 6, 8, 997 A.2d 755, 758-59.

The entry is:

Judgment affirmed.

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