

KEVIN C. HAGERTY

v.

CHARISSA M. HAGERTY

Submitted on Briefs January 28, 2010
Decided February 23, 2010

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

MEMORANDUM OF DECISION

Kevin C. Hagerty appeals from a judgment of the District Court (Calais, *Romei, J.*) modifying a divorce judgment and granting custody of his child Brittany M. to the Department. We do not reach the merits of Hagerty's argument, and dismiss this appeal as moot. We understand that with the judgment having been vacated, the finding regarding sexual abuse has also been vacated, and Hagerty has at this time alleged no practical effects from the judgment's contested finding, nor any of the elements necessary to meet one of the exceptions to the mootness doctrine. *See Lewiston Daily Sun v. Sch. Admin. Dist. No. 43*, 1999 ME 143, ¶¶ 14, 17, 738 A.2d 1239, 1243.

The entry is:

Appeal dismissed.

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Charissa Hagerty did not file a brief.

**The Department of Health and Human
Services did not file a brief.**

Calais District Court docket number FM-2004-67
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