

ANN W. LOCKWOOD

v.

BRUCE M. LOCKWOOD

Submitted on Briefs November 25, 2024

Decided December 26, 2024

Panel: STANFILL, C.J., and HORTON, CONNORS, LAWRENCE, and DOUGLAS, JJ.

MEMORANDUM OF DECISION

Bruce M. Lockwood appeals from a divorce judgment entered by the District Court (Portland, *J. French, J.*) granting Ann W. Lockwood's complaint for divorce. On appeal, Bruce argues that the court erred when it concluded that certain stock holdings in AT&T, Kraft Heinz, and Exxon Mobil were marital property; that certain Delhaize ADR equities were marital property; and that a certain IMPAX mutual fund and Bank of America Stock were marital property. Bruce further argues that the court erred by failing to address Ann's TD Bank pension and by placing a \$50,000 value on his business.

Contrary to Bruce's arguments, the court did not clearly err by determining that the subject stocks, equities, and mutual fund were marital property. *See Spooner v. Spooner*, 2004 ME 69, ¶ 12, 850 A.2d 354; *Carter v. Carter*, 419 A.2d 1018, 1021 (Me. 1980); *Hall v. Hall*, 462 A.2d 1179, 1181 (Me. 1983); *Cushman v. Cushman*, 495 A.2d 330, 333 (Me. 1985). Additionally, there was no specific evidence regarding a TD Bank pension, and the court addressed pensions in its divorce judgment section titled "Retirement Accounts, Pensions, IRAs, 401(k)s, and stock investments," saying, "Each party is awarded those accounts in his or her own individual name or control."

Finally, the court did not clearly err in assigning a \$50,000 value to Bruce's Portland Research Group business because there was competent evidence in the record establishing a recent cash transfer of marital funds to the business account in the same amount. *See McKenna v. Pray*, 2024 ME 58, ¶ 19, 320 A.3d 415 ("A trial court's factual finding is not clearly erroneous if there is any competent evidence in the record to support it." (quotation marks omitted)).

The entry is:

Judgment affirmed.

Aaron K. Baltes, Esq., and Abby L. Liberman, Esq., Norman Hanson & DeTroy, LLC, Portland, for appellant Bruce M. Lockwood

Susan M. Schultz, Esq., Schultz Family Law, LLC, Gorham, for appellee Ann W. Lockwood