

ELIZABETH EWING

v.

BRIAN BOARDMAN

Submitted on briefs September 27, 2000
Decided October 23, 2000

Panel: WATHEN, C.J., and CLIFFORD, RUDMAN, DANA, SAUFLEY,
ALEXANDER, and CALKINS, JJ.

MEMORANDUM OF DECISION

Brian Boardman appeals from a judgment entered in the Superior Court (Sagadahoc County, *Studstrup, J.*) affirming the judgment of the District Court (West Bath, *Field, J.*) granting a divorce and awarding spousal support to Elisabeth Ewing. Contrary to Boardman's contentions, the amount of the spousal support award is not "plainly and unmistakably an injustice that is so apparent as to be instantly visible without argument." *Arey v. Arey*, 651 A.2d 351, 354 (Me. 1994) (quotations omitted). Furthermore, Boardman's argument that this Court ought to apply recently enacted 19-A M.R.S.A. § 951-A (contained in P.L. 1999, ch. 634) to invalidate the District Court's order is frivolous. Section 951-A applies to "[o]rders granting or denying spousal support entered on or after September 1, 2000." 19-A M.R.S.A. § 951-A (10). The judgment of divorce

in this case was entered nearly two and one-half years prior to this effective date.

The entry is:

Judgment affirmed. Remanded to the
District Court for the entry of an award of
attorney fees for this appeal.

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