

STANLEY G. KALIS

v.

YEVGENIA P. KALIS

Submitted on Briefs May 25, 2000
Decided May 26, 2000

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

MEMORANDUM OF DECISION

Stanley Kalis appeals from the judgment of the Superior Court (Penobscot County, *Marden, J.*) affirming the judgment of the District Court (Bangor, *Gunther, J.*) granting a divorce to the parties, awarding spousal support and attorney fees to Yevgenia Kalis, and distributing the marital property. Contrary to Stanley's contention that the parties were not married, he is constrained by the allegation in his complaint that the parties were lawfully married. *See Bahre v. Liberty Group, Inc.*, 2000 ME 75, ¶ 15 (stating that a party's factual assertion in a pleading is a judicial admission by which it is bound). Furthermore, Stanley failed to demonstrate that the court abused its discretion in the awards of spousal support (*see Capron v. Capron*, 403 A.2d 1217, 1218 (Me. 1979) and attorney fees (*see Gray v. Gray*, 609 A.2d 694, 699 (Me. 1992)). Likewise, Stanley has shown no abuse of discretion in the distribution of the marital property. *See Peters v. Peters*, 1997 ME 134, ¶ 17, 697 A.2d 1254, 1259.

The entry is:

Judgment affirmed.

For plaintiff:

Stanley G. Kalis
RR 2 Box 2412
Belfast, ME 04915

Attorney for defendant:

Frederick F. Costlow, Esq.
Richardson, Whitman, Large & Badger
P O Box 2429
Bangor, ME 04402-2499