

PEOPLES HERITAGE BANK, N.A.

v.

PATRICIA J. KIMBALL

Submitted on Briefs May 25, 2001
Decided June 19, 2001

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

MEMORANDUM OF DECISION

Patricia J. Kimball appeals from the deficiency judgment entered in the Superior Court (Cumberland County, *Delahanty, J.*) in favor of Peoples Heritage Bank, N.A. Contrary to Kimball's contention, the court was not required to grant her an evidentiary hearing to present an independent appraisal because she failed to object to the report of sale in a timely fashion and as a result, waived her right to object to the appraisal. *See* 14 M.R.S.A. § 6324 (Supp. 2000). We do not address Kimball's claims that Peoples failed to comply with the statutory foreclosure requirements for notice, publication, and timing because she has not preserved them for appeal. *Landis v. Hannaford Bros. Co.*, 2000 ME 111, ¶ 13, 754 A.2d 958, 961. Furthermore, we do not award costs and expenses to Peoples. M.R. App. P. 13(f) (providing that the Law Court "may" award treble costs and reasonable expenses).

The entry is:

Judgments affirmed.

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