### In re ISAIAH P.

### Submitted on Briefs September 13, 2001 Decided September 17, 2001

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

#### MEMORANDUM OF DECISION

The father of Isaiah P. appeals from a judgment of the District Court (Newport, *MacMichael*, *J*.) in which the court found that Isaiah had been sexually abused by the father. Contrary to the father's contentions, (1) the court did not exceed the bounds of its discretion in declining to interview Isaiah in chambers, *see In Re Priscilla S.*, 1997 ME 16, ¶¶ 2-3, 689 A.2d 593, 594-95, and (2) there was sufficient evidence in the record from which the court could have found by a preponderance of the evidence that the father sexually abused Isaiah, *see In re Kaleb D.*, 2001 ME 55, ¶ 13, 769 A.2d 179, 185.

The entry is:

Judgment affirmed.

# Attorney for appellant:

Joseph M. Baldacci, Esq. P O Box 1423 Bangor, ME 04402-1423

# Attorneys for appellee:

G. Steven Rowe, Attorney General Patrick Downey, Asst. Attorney General Matthew Pollack, Asst. Attorney General 6 State House Station Augusta, ME 04333-0006

Guardian ad Litem:

Wayne Doane, Esq. P O Box 60 Exeter, ME 04435

Attorney for mother:

Charles W. Cox, Esq. P O Box 327 Newport, ME 04953

Attorneys for intervenors:

Randy Day, Esq. 181 Day Road Garland, ME 04939

Richard McCarthy, Esq. P O Box 549 Pittsfield, ME 04967

Dale Thistle, Esq. P O Box 160 Newport, ME 04953