

GAIL CLEARY

v.

CHARLES CLEARY

Submitted on Briefs October 15, 2001
Decided October 22, 2001

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

MEMORANDUM OF DECISION

Charles Cleary appeals from a judgment of the Superior Court (Franklin County, *Marden, J.*) affirming a judgment of divorce entered in the District Court (Farmington, *Wathen, C.J.*). Contrary to Cleary's contentions, the District Court did not exceed the bounds of its discretion in denying his requests for a continuance and a recess, respectively, *Pelletier v. Pelletier*, 597 A.2d 60, 61 (Me. 1991); or in its decision as to child custody, *Knight v. Knight*, 680 A.2d 1035, 1037 (Me. 1996); the court did not commit clear error nor did it act outside its discretion in its valuation and division of real property, *Tibbetts v. Tibbetts*, 2000 ME 210, ¶ 6, 762 A.2d 937, 939; or in imputing a \$30,000 annual income to Cleary. *Id.* Additionally, Cleary's allegations that the District Court and the Superior Court were unfairly biased against him are without merit.

The entry is:

Judgment affirmed.

Attorney for plaintiff:

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