

JOSEPH THIBOUTOT

v.

COMMISSIONER OF DEPARTMENT OF HUMAN SERVICES

Submitted on Briefs July 22, 2002
Decided August 1, 2002

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

MEMORANDUM OF DECISION

Joseph Thiboutot appeals from a judgment entered in the Superior Court (York County, *Fritzsche, J.*), affirming a decision of a hearing officer of the Department of Human Services that \$7157 in cash seized by the Biddeford Police Department from Thiboutot's property could be applied by the Department toward a child support arrearage owed by Thiboutot. Contrary to Thiboutot's contentions, the Department did not err in concluding that Thiboutot's child support arrearage exceeded \$7157, and that Thiboutot, and not a corporation or another individual, was the owner of the \$7157 found in Thiboutot's residence; *see Kelley v. Commissioner of Dep't of Human Servs.*, 591 A.2d 1300, 1303 (Me. 1991); and, the Department followed proper procedures in issuing an order to

withhold and deliver to the Biddeford Police Department; *see* 19-A M.R.S.A.
§§ 2358(1), 2363 (1998).

The entry is:

Judgment affirmed.

For the appellant:

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