

LOUIS LEMAY

v.

DAURICE LEMAY

Argued June 13, 2002
Decided June 14, 2002

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

MEMORANDUM OF DECISION

Louis Lemay appeals from the judgment of the District Court (Springvale, *Janelle, J.*) denying his motion to amend his divorce judgment with respect to spousal support and holding him in contempt for failure to pay spousal support. Contrary to Louis' contentions, (1) Daurice's motion to reopen did not unfairly taint the trial process, *see* M.R. Civ. P. 43(j); (2) the court did not exceed its discretion in holding Louis in contempt for failure to pay spousal support, *see* M.R. Civ. P. 66(d)(2)(D); *Gillman v. Dep't of Human Servs.*, 1998 ME 122, ¶ 10, 711 A.2d 154, 156; (3) the court did not clearly err in concluding that Louis did not demonstrate a substantial change in financial circumstances warranting modification of the spousal support provisions of the divorce judgment, *see* 19-A M.R.S.A. § 951-A(4) (Supp. 2001); *Largay v. Largay*, 2000 ME 108, ¶ 11, 752 A.2d 194, 197; and (4) the court did not abuse its discretion in awarding Daurice attorney fees, *see Largay*, 2000 ME 108, ¶ 16, 752 A.2d at 198.

The entry is:

Judgment affirmed. Remanded for imposition of the contempt order, and, in addition, a prompt hearing and order to determine the current outstanding arrearage and the attorney fees for this appeal.

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