

Maine Supreme Court
Sitting as the Law Court

Decision No. Mem 19-64
Docket No. Pen-18-458

N.G.P.

v.

G.D.P.

**ORDER ON MOTION TO
RECONSIDER, MOTION
FOR FINDINGS OF FACTS,
AND MOTION TO STAY
THE MANDATE**

G.D.P. has filed a motion to reconsider the Court's decision dated June 6, 2019, a motion for findings of facts, and a motion to stay the mandate. The motions have been reviewed by the panel that decided the original appeal.

The Supreme Judicial Court, sitting as the Law Court, reviewed this matter as an appellate court and not as a fact-finder. Therefore, this Court lacks authority to enter findings of facts as requested.

It is ORDERED as follows:

- The motion to reconsider is DENIED
- The motion to stay the mandate is DENIED
- The motion for findings of facts is DISMISSED for want of jurisdiction.

Dated: June 28, 2019

For the Court,

/s Joel Biron

Joel Biron

Acting Clerk of the Law Court
Pursuant to M.R. App. P. 12A(b)(4)

in the court's examination of Witnesses pursuant to M.R. Evid. 614(b). *See State v. Philbrick*, 669 A.2d 152, 156 (Me. 1995); *State v. Pickering*, 491 A.2d 560, 564 (Me. 1985). Lastly, there is sufficient competent evidence in the record to support the court's findings of abuse pursuant to the protection from abuse statute. See 19-A M.R.S. § 4002(1)(A) (2018); *Doe v. Tierney*, 2018 ME 101, pp 15 – 18 189 A.3d 756; *Walton v. Ireland*, 2014 ME 130, pp 22, 104 A.3d 833; *Smith v. Hawthorne*, 2002 ME 149, pp 16, 804 A.2d 1133.

The entry is:

Judgment affirmed.

G.D.P., appellant pro se
N.G.P. did not file a brief

Newport District Court docket number PA-2016-103
FOR CLERK REFERENCE ONLY