

STATE OF MAINE
KENNEBEC, SS.

SUPERIOR COURT
CIVIL ACTION

DOCKET NO. AP O

JRA - KEN - 12/5

REC'D & FILED
Nancy A. Desjardin

ELISABETH H. BISPHAM LONG)

Appall)

VS.)

MOTION TO DISMISS)

HARRISON A. BISPHAM III)

Appellant)

DEC - 5 2000

Clerk of Courts
Kennebec County

Now comes Plaintiff/Elizabeth H. Bispham Long, by and through counsel, and moves this Honorable Court to dismiss Defendant/Appellant's appeal currently pending in this matter. This Motion is based on the following:

1. Harrison A. Bispham, III, in pro se, filed a Notice of Appeal on September 20, 1999.
2. On June 15, 2000, notice was sent that Defendant/Appellant's brief be filed by July 24, 2000.
3. On August 1, 2000, Defendant/Appellant was granted an extension of time to September 22, 200, in which to file his brief.
4. On October 5, 2000, Defendant/Appellant was granted a "final extension" to October 16, 2000.
5. On October 19, 2000, Defendant/Appellant was denied another request to extend the time in which to file his brief.
6. Defendant/Appellant has failed to file his brief.

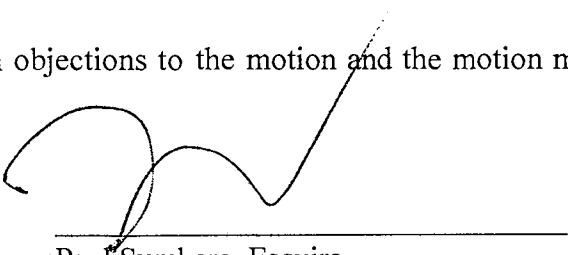
WHEREFORE, Plaintiff/Appellee prays that this Honorable Court dismiss Defendant/Appellant's appeal for want of prosecution and further prays for attorney's fees for the bringing of this Motion.

NOTICE

Pursuant to Rule 7(b)(1) of the Maine Rules of Civil Procedure, any opposition to this motion must be filed not later than 21 days after the filing of the motion, unless another time is provided by the Maine Rules of Civil Procedure or otherwise set by the Court. Failure to file timely

opposition will be deemed a waiver of all objections to the motion and the motion may be granted without further notice or hearing.

Dated: December 4, 2000

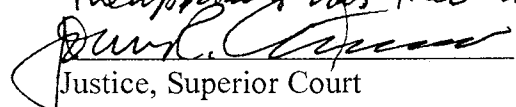


Paul Sumberg, Esquire
Attorney for Plaintiff/Appellee
Wright & Mills, P.A.
P.O. Box 9
Skowhegan, ME 04976
(207) 474-3324
Bar No. 7230

December 6, 2000

Motion granted; appeal denied.

Despite several extensions, as of this date the appellant has filed no brief and the matter is to be dismissed for want of presentation. M.R.C.P. 76D Remanded to the District Court.


Justice, Superior Court

Action Appeal from District Court
Divorce

J. ATWOOD

Walter T. Ollen, Jr., Esq. (GAL)
 P.O. Box 150
 Topsham, Maine 04086

DEC 11 2000

Elisabeth H. Bispham

vs. Harrison A. Bispham, III

Plaintiff's Attorney
 Paul Sumberg, Esq.
 218 Water Street
 P.O. Box 9
 Skowhegan, Maine 04976

Defendant's Attorney
 Harrison A. Bispham, III Pro Se
 41 Birch Circle
 Augusta, Maine 04330

Date of Entry

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|----------|---|
| 6/14/00 | Appeal from Southern District Court with all papers, filed. (EXHIBITS AND TRANSCRIPTS IN VAULT) |
| 6/15/00 | Notice of briefing schedule mailed to attys and Dft. |
| 07-24-00 | Motion for Enlargement of Time for Due Date of Appellant's Brief, filed. s/H. Bispham, Defendant. |
| 7/26/00 | Memorandum in Opposition to Defendant's Motion for Enlargement of Time for Due Date of Appellant's Brief dated July 20, 2000, filed. s/Sumberg, Esq. |
| 7/28/00 | Motion to Dismiss: Appellee Memorandum on Opposition and Amendment: Appellant Motion for Enlargement of Time, filed. s/Bispham, Pro Se Certificate of Service, filed. s/Bispham, Pro Se |
| 7/31/00 | Revised Motion to Dismiss: Appellee Memorandum in Opposition and Amendment to Motion for Enlargement of Time, filed. s/Bispham, Pro Se. |
| 8/3/00 | MOTION FOR ENLARGEMENT OF TIME, Atwood, J. Motion Granted; Appellant's brief is due September 22, 2000; Appellee's brief is due thereafter as the rules require. Copies mailed to atty and Dft. MOTION TO DISMISS, Atwood, J. Except as to order entered this date extending the time for appellant to file his brief, this motion is DENIED. Copies mailed to atty and Dft. REVISED MOTION TO DISMISS, Atwood, J. Except as to order entered this date extending the time for appellant to file his brief, this motion is DENIED. Copies mailed to atty and Dft. |
| 9/22/00 | Motions for Clarifications, filed. s/Bispham, Pro Se Certificate of Service, filed. s/Bispham, Pro Se |

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