

LESLIE VACCARO

v.

SECRETARY OF STATE

Submitted on Briefs October 21, 2015
Decided November 5, 2015

Panel: SAUFLEY, C.J., and ALEXANDER, MEAD, GORMAN, JABAR, and
HJELM, JJ.

MEMORANDUM OF DECISION

Leslie Vaccaro appeals from a judgment of the Superior Court (York County, *Brennan, J.*) denying his petition for review of final agency action by the Secretary of State. *See* 29-A M.R.S. § 2453 (2014). For the following reasons, we affirm the judgment of the Superior Court.

There is sufficient evidence in the record to support the agency's determination that there was probable cause to believe that Vaccaro operated a vehicle with an excessive blood alcohol level. *See State v. Webster*, 2000 ME 115, ¶ 7, 754 A.2d 976; *State v. Forsyth*, 2002 ME 75, ¶ 15, 795 A.2d 66. There is also sufficient evidence in the record to conclude that Vaccaro in fact operated with an excessive blood alcohol level. *See Abrahamson v. Secretary of State*, 584 A.2d 668, 670-71 (Me. 1991).

The entry is:

Judgment affirmed.

On the briefs:

Leslie Vaccaro, appellant pro se

Janet T. Mills, Attorney General, and Donald W. Macomber,
Asst. Atty. Gen., Office of the Attorney General, Augusta, for
appellee Secretary of State

York County Superior Court docket number AP-2014-32
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