

STATE OF MAINE

v.

BEVERLY A. LAVIGNE

Submitted on Briefs May 25, 2017  
Decided June 1, 2017

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

MEMORANDUM OF DECISION

Beverly A. Lavigne appeals from a judgment of the District Court (Farmington, *Ende, J.*) finding that she committed a traffic violation by operating a motor vehicle in excess of the posted speed limit. *See* 29-A M.R.S. § 2073(3) (2016). The record indicates that Lavigne was stopped and summonsed after she passed a police vehicle on the right while driving in excess of fifteen miles per hour over the speed limit.

On appeal, Lavigne argues that speed limits are unconstitutional and that the police officer violated her constitutional “right to travel” when he stopped her for exceeding the posted speed limit. Contrary to Lavigne’s contentions, the Legislature, in the exercise of its police power, may regulate the speed of motor vehicles, *see State v. Mayo*, 106 Me. 62, 66-67, 75 A. 295 (1909), and such a regulation is a valid limitation on the right to travel on state highways, to the extent that such a right is protected by the U.S. Constitution, *see State v. Pelletier*, 2015 ME 129, ¶ 7 n.5, 125 A.3d 354.

The entry is:

Judgment affirmed.

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Beverly Lavigne, appellant pro se

Andrew S. Robinson, District Attorney, and Claire G. Andrews, Asst. Dist. Atty.,  
Office of the District Attorney, Farmington, for appellee State of Maine

Violations Bureau case number TI-2016-1179399  
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