

STATE OF MAINE

v.

ADAM Z. CUMMINGS

Submitted on Briefs November 28, 2018

Decided December 6, 2018

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

#### MEMORANDUM OF DECISION

Adam Z. Cummings appeals from a judgment of conviction entered in the Unified Criminal Docket (Kennebec County, *O'Neil, J.*) convicting him of operating under the influence (Class D), 29-A M.R.S. § 2411(1-A)(A) (2017), after he entered a conditional guilty plea, M.R.U. Crim. P. 11(a)(2), that preserved his opportunity to challenge an order (*Stokes, J.*) denying his motion to suppress evidence.

Contrary to Cummings's contention, the court did not err by concluding that the traffic stop resulting in this prosecution was supported by the officer's reasonable articulable suspicion that the vehicle operated by Cummings did not meet legal inspection and safety standards. *See* 29-A M.R.S. § 1909 (2017); Maine Motor Vehicle Inspection Manual, Rev. 2013, § 170(9); *State v. Violette*, 2016 ME 65, ¶¶ 3-4, 138 A.3d 491 (discussing a traffic stop based on a suspected civil violation of a motor vehicle statute); *State v. Webber*, 2000 ME 168, ¶¶ 7-9, 759 A.2d 724 (discussing a traffic stop based on a suspected violation of the Maine Motor Vehicle Inspection Manual).

The entry is:

Judgment affirmed.

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Scott F. Hess, Esq., The Law Office of Scott F. Hess, LLC, Augusta, for appellant  
Adam Z. Cummings

Maeghan Maloney, District Attorney, and Kristin Murray-James, Asst. Dist. Atty.,  
Prosecutorial District IV, Augusta, for appellee State of Maine

Kennebec County Unified Criminal Docket docket number CR-2017-20410  
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