

SOL FEDDER

v.

DEPARTMENT OF ENVIRONMENTAL PROTECTION et al.

Submitted on Briefs October 21, 2020  
Decided October 29, 2020

Panel: MEAD, GORMAN, JABAR, HUMPHREY, HORTON, and CONNORS, JJ.

#### MEMORANDUM OF DECISION

Sol Fedder appeals from a judgment of the Superior Court (York County, *O'Neil, J.*) dismissing for lack of standing his petition, filed pursuant to M.R. Civ. P. 80C, purporting to challenge a composting license revocation decision of the Department of Environmental Protection.<sup>1</sup> We do not reach Fedder's contentions regarding the Department's jurisdiction or authority to revoke a composting license; such arguments are not ripe given the court's dismissal of the case on the preliminary basis of standing. *See Clark v. Hancock Cnty. Comm'rs*, 2014 ME 33, ¶ 19, 87 A.3d 712. To the extent Fedder advances the argument that the court improperly dismissed the matter for lack of standing, we discern absolutely no error in that decision. *See Lindemann v. Comm'n on Gov't Ethics & Election Pracs.*, 2008 ME 187, ¶ 8, 961 A.2d 538.

The entry is:

Judgment affirmed.

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<sup>1</sup> The Town of Arundel has intervened in this matter and joined the position of the Department of Environmental Protection.

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Sol Fedder, appellant pro se

Aaron M. Frey, Attorney General, Katherine E. Tierney, Asst. Atty. Gen., and Scott W. Boak, Asst. Atty. Gen., Office of the Attorney General, Augusta, for appellee Department of Environmental Protection

Leah B. Rachin, Esq., Drummond Woodsum, Portland, for appellee Town of Arundel

York County Superior Court docket number AP-2019-34  
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