

GLEN PLOURDE

v.

PAT DOE<sup>1</sup>

Submitted on Briefs October 18, 2023  
Decided October 26, 2023

Panel: MEAD, JABAR, HORTON, CONNORS, LAWRENCE, and DOUGLAS, JJ.

## MEMORANDUM OF DECISION

Glen Plourde appeals from a judgment entered by the District Court (Bangor, *Roberts, J.*) granting Pat Doe’s special motion to dismiss Plourde’s civil complaint seeking damages for, inter alia, defamation based on Doe’s filings and testimony in a protection from harassment action. *See* 14 M.R.S. § 556 (2023). Contrary to Plourde’s contention, on this record the court did not err in finding that Doe met her burden to establish that “the claims against [her] are based on [her] exercise of the right to petition pursuant to the federal or state constitutions,” nor in finding that Plourde failed to meet his burden to “establish . . . prima facie evidence that the defendant’s petitioning activity was devoid of any reasonable factual support or any arguable basis in law *and* that the defendant’s petitioning activity caused actual injury to the [him].” *Leighton v. Lowenberg*, 2023 ME 14, ¶ 32, 290 A.3d 68 (quotation marks omitted); *see* 14 M.R.S. § 556. Accordingly, the court correctly granted the special motion to dismiss, as section 556 required it to do. 14 M.R.S. § 556 (stating that when the

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<sup>1</sup> Pursuant to federal law, we do not identify the plaintiff in this protection from harassment action and limit our description of events and locations to avoid revealing “the identity or location of the party protected under [a protection] order” as required by 18 U.S.C.A. § 2265(d)(3) (Westlaw through Pub. L. No. 118-19). *See Doe v. Tierney*, 2018 ME 101, n.1, 189 A.3d 756.

defendant meets her burden and the plaintiff fails to meet his, “[t]he court shall grant the special motion”).

Plourde raises several other challenges to the court’s rulings on various motions. We do not find them persuasive and do not discuss them further.

The entry is:

Judgment affirmed.

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Glenn Plourde, appellant pro se

Maris Hubbard, Esq., Pine Tree Legal Assistance, Portland, for appellee Pat Doe

Bangor District Court docket number CIV-2022-136  
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