

STATE OF MAINE

v.

DARIN LINDSAY

Submitted on Briefs June 23, 2025
Decided July 1, 2025

Panel: STANFILL, C.J., and MEAD, HORTON, LAWRENCE, DOUGLAS, and
LIPEZ, JJ.

MEMORANDUM OF DECISION

Darin Lindsay appeals from an order by the trial court (Penobscot County, *Roberts, J.*) denying his motion to suppress evidence from an encounter with police where an officer approached Lindsay in a parking lot after receiving a tip from a person that Lindsay had been kicked out of a bar, got into his car to drive away from the bar, hit another vehicle as he was backing up with his car, and fled the scene. Lindsay argues that the court erred in determining that he was not detained when the officer approached him, and that his detention was not supported by reasonable suspicion.

Notwithstanding whether Lindsay was subject to a brief investigatory detention, we conclude that any such detention was sufficiently supported by reasonable suspicion. The officer was provided with detailed information, including a description and the current location of Lindsay's car, indicating that Lindsay had left the scene of an accident and may have been operating under the influence. Thus, according to a reasonable view of the evidence, there was an overwhelming amount of specific and articulable facts that gave rise to a reasonable suspicion that criminal conduct had occurred or that a concern for

safety had arisen. *See State v. Lovejoy*, 2024 ME 42, ¶ 16, 315 A.3d 744 (“At the time of a stop, an officer must be able to articulate specific facts underlying his or her suspicion that a crime or traffic violation has occurred [and] that suspicion must be objectively reasonable considering the totality of the circumstances.”); *State v. Ouellette*, 2024 ME 29, ¶ 11, 314 A.3d 253; *State v. Ciomei*, 2015 ME 147, ¶ 8, 127 A.3d 548; *State v. Wilcox*, 2023 ME 10, ¶¶ 12-13, 288 A.3d 1200. Therefore, the court did not err.

The entry is:

Judgment affirmed.

Hunter J. Tzovarras, Esq., Bangor, for appellant Darin Lindsay

R. Christopher Almy, District Attorney, Mark A. Rucci, Asst. Dist. Atty., and Madilyn Newcomb, Stud. Atty., Prosecutorial District V, Bangor, for appellee State of Maine