

STATE OF MAINE

v.

MICHAEL J. DEE

Submitted on Briefs June 25, 2001

Decided June 26, 2001

Panel: WATHEN, C.J., and CLIFFORD, RUDMAN, DANA, SAUFLEY, and  
ALEXANDER, JJ.

MEMORANDUM OF DECISION

Michael J. Dee appeals from the judgment entered in the Superior Court (Kennebec County, *Atwood, J.*) affirming the judgment of the District Court (Augusta, *Worth, J.*), which found him guilty of the possession of a usable amount of marijuana, in violation of 22 M.R.S.A. § 2383(1) (Supp. 2000). Contrary to Dee's contentions, 22 M.R.S.A. § 2383 does not contravene the fundamental rights protected by the Fourth and Fourteenth Amendments of the U.S. Constitution, nor does the statute violate their counterparts in the Maine Constitution—Article I, §§ 1, 5, and 6-A. *See Dee v. Attorney General*, Mem. 99-59 (Me. 1999); *United States v. Fry*, 787 F.2d 903, 905 (4th Cir. 1986), *cert. denied*, 479 U.S. 861, 107 S. Ct. 209, 93 L.Ed.2d 139 (1986); *Rupert v. City of Portland*, 605 A.2d 63, 66 (Me. 1992).

The entry is:

Judgment affirmed.

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