

MICHAEL J. DEE

v.

STATE OF MAINE

Submitted on Briefs December 20, 2001
Decided January 16, 2002

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

MEMORANDUM OF DECISION

Michael J. Dee appeals from a judgment on the pleadings in favor of the State of Maine entered in the Superior Court (Cumberland County, *Crowley, J.*). Contrary to Dee's contentions, the court correctly determined that Dee is precluded from relitigating the constitutionality of the laws prohibiting possession of marijuana, *see* 22 M.R.S.A. § 2383 (1992 & Supp. 2001), and the arbitrary enforcement of that law, issues that he has raised in prior litigation. *See Beegan v. Schmidt*, 451 A.2d 642, 643-44 (Me. 1982); *see also Cline v. Maine Coast Nordic*, 1999 ME 72, ¶ 9, 728 A.2d 686, 688.

The entry is:

Judgment affirmed.

For plaintiff:

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