

STATE OF MAINE

v.

VICTOR W. CIVIE

Submitted on Briefs June 26, 2003

Decided July 2, 2003

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

MEMORANDUM OF DECISION

Victor Civie appeals from a judgment adjudicating him to have committed the traffic infraction of speeding, 29-A M.R.S.A. § 2073(3) (1996), entered in District Court (Augusta, *Perry, J.*). Contrary to Civie's contention, the court did not abuse its discretion when it denied his request for discovery. M.R. Civ. P. 80F(f). The court's determination of the credibility of the State's witness was within its sole province as the trier of fact, *see State v. Clarke*, 1999 ME 141, ¶ 15, 738 A.2d 1233, 1236, and the evidence was sufficient for the court to find that Civie was operating his vehicle in excess of the posted speed limit, *see State v. Caron*, 525 A.2d 1049, 1050 (Me. 1987).

The entry is:

Judgment affirmed.

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