

ROGER E. PENMAN

v.

PENOBSCOT COUNTY SHERIFF'S DEPARTMENT

Submitted on Briefs February 3, 2005
Decided February 25, 2005

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

MEMORANDUM OF DECISION

Roger E. Penman appeals from an order entered in the Superior Court (Penobscot County, *Mead, J.*) dismissing as moot his pre-trial petition for a writ of habeas corpus. Because his conviction for aggravated assault (Class B), 17-A M.R.S.A. § 208(1)(B) (1983), and terrorizing (Class C), 17-A M.R.S.A. §§ 210(1)(A), 1252(4) (1983 & Supp. 2004), resolves the legality of his pre-trial detention, the court did not err in determining that his petition is moot. *See Joseph W. v. Wyse*, 451 A.2d 652 (Me. 1982).

The entry is:

Judgment affirmed.

For plaintiff:

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