

TOWN OF GRAY et al.

v.

MARK SANBORN

Submitted on Briefs May 2, 2007
Decided May 31, 2007

Panel: SAUFLEY, C.J., and CLIFFORD, ALEXANDER, LEVY, SILVER, and
MEAD JJ.

MEMORANDUM OF DECISION

Mark Sanborn appeals from a judgment entered in the District Court (Portland, *Eggert, J.*) ordering that his animal be euthanized and then tested for the presence of rabies. Contrary to Sanborn's contention, the court did not commit clear error in finding that his animal was a wolf-hybrid that had been exposed to an animal with a confirmed case of rabies and, therefore, was subject to the enforcement provisions of 22 M.R.S. § 1313-A (2006). *See Wells v. Powers*, 2005 ME 62, ¶ 2, 873 A.2d 361, 363; *Ballard v. Wagner*, 2005 ME 86, ¶ 16, 877 A.2d 1083, 1088.

The entry is:

Judgment affirmed.

Attorney for appellant:

Edward S. Daigle, Esq.
Portland Legal Center, P.A.
31 Exchange Street
Portland, ME 04101

Attorneys for intervenor Dept. of Health & Human Services:

G. Steven Rowe, Attorney General
N., Paul Gauvreau, Asst. Atty. Gen.
6 State House Station
Augusta, ME 04333-0006

Attorney for Town of Gray:

Brendan P. Reilly, Esq.
Jensen Baird Gardner & Henry
P.O. Box 4510
Portland, ME 04112