

STATE OF MAINE

v.

RICHARD R. JOHNSON

Submitted on Briefs May 17, 2007  
Decided June 7, 2007

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

MEMORANDUM OF DECISION

Richard R. Johnson appeals from judgments of conviction entered in the Superior Court (Cumberland County, *Brennan, J.*) on his pleas of guilty for one count of operating after habitual offender revocation (Class C), 29-A M.R.S.A. § 2557(1), (2)(B) (Supp. 2005);<sup>1</sup> one count of violating condition of release (Class C), 15 M.R.S. § 1092(1)(B) (2006); two counts of OUI (Class D), 29-A M.R.S. § 2411(1-A)(A), (D) (2006); one count of failing to notify of a motor vehicle accident (Class E), 29-A M.R.S. § 2255(3) (2006); and one count of unlawful possession of a scheduled drug

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<sup>1</sup> Title 29-A M.R.S.A. § 2557 (Supp. 2005) has since been repealed and replaced by 29-A M.R.S. § 2557-A (2006). P.L. 2005, ch. 606, §§ A-10, A-11 (effective Aug. 23, 2006).

(Class E), 17-A M.R.S. § 1107-A(1)(E) (2006). Johnson contends that the court abused its discretion in declining to reduce his sentence because the sentence was imposed in an illegal manner or based on a mistake of fact. Because any illegality or error with his sentence does not appear plainly in the record, we dismiss his direct appeal. *See State v. Ricker*, 2001 ME 76, ¶ 18, 770 A.2d 1021, 1026-27.

The entry is:

Appeal dismissed.

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