

STATE OF MAINE

v.

RICHARD J. MAILHOT

Submitted on Briefs: September 27, 2007
Decided: October 18, 2007

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

MEMORANDUM OF DECISION

Richard Mailhot appeals from a judgment of conviction of possession of a firearm by a prohibited person (Class C), 15 M.R.S. § 393(1)(A-1) (2006), and aggravated forgery (Class B), 17-A M.R.S. § 702(1)(D) (2006), entered in the Superior Court (York County, *Fritzsche, J.*) following his conditional guilty plea. Contrary to Mailhot's contention, the Superior Court (*Brennan, J.*) did not err in denying his motion to suppress evidence resulting from a stop of his vehicle because the record supports the findings that his consent to the search was voluntary and that any police error in the initial stop was not flagrant. *See State v.*

Trusiani, 2004 ME 107, ¶ 21, 854 A.2d 860, 866 (citing *Brown v. Illinois*, 422 U.S. 590, 603-04 (1975)); *State v. Boyington*, 1998 ME 163, ¶ 10, 714 A.2d 141, 144.

The entry is:

Judgment affirmed.

Attorneys for State:

Mark W. Lawrence, District Attorney
Robert Checkoway, Special Asst. Dist. Atty.
P O Box 399
Alfred, ME 04002-0399

Attorney for defendant:

Amy L. Fairfield, Esq.
P O Box 635
Kennebunk, ME 04043