

STATE OF MAINE

v.

NORMAN SARDELLA

Submitted on Briefs January 7, 2008
Decided January 17, 2008

Panel: CLIFFORD, ALEXANDER, LEVY, SILVER, and MEAD, JJ.

MEMORANDUM OF DECISION

Norman Sardella appeals from the judgment of the Superior Court (Cumberland County, *Gorman, J.*) entered on his conditional plea pursuant to M.R. Crim. P. 11(a)(2) to violating the habitual offender law (Class C), 29-A M.R.S. § 2557-A(1), (2)(B)(2) (2007). On appeal, Sardella contends that the court (*Brodrick, A.R.J.*) erred in denying his motion to suppress because the arresting officer lacked a reasonable basis to stop Sardella's vehicle and question its occupants. Contrary to Sardella's contentions, upon learning that there was an outstanding warrant for the arrest of the registered owner of the vehicle, the officer

had a reasonable basis to stop the vehicle to determine if the owner was present as a passenger or as the operator. *See State v. Tozier*, 2006 ME 105, ¶¶ 5-10, 905 A.2d. 836, 838-39.

The entry is:

Judgment affirmed.

Attorney for the appellant:

Peter J. Cyr, Esq.
Law Office of Anthony J. Sineni, III, LLC
701 Congress Street
Portland, Maine 04102

Attorney for the appellee:

Stephanie Anderson, Dist. Atty.
Julia Sheridan, Asst. Dist. Atty.
142 Federal Street
Portland, Maine 04101