

STATE OF MAINE

v.

SAMUEL D. SOKOL-MARGOLIS

Submitted on Briefs December 5, 2008

Decided December 16, 2008

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

MEMORANDUM OF DECISION

Samuel D. Sokol-Margolis appeals from the judgment of the Violations Bureau (Portland, *Goranites, J.*) finding him to have committed the offense of speeding twenty to twenty-four miles over the limit. 29-A M.R.S. § 2073(3), (4) (2007). Sokol-Margolis contends that the evidence is not sufficient to support the finding of speeding because, he contends, his radar detector did not “go off” at the point he was alleged to have been speeding and, he believes, the officer selected the wrong vehicle as having committed the speeding offense.

Sokol-Margolis ordered a transcript of the hearing. However, the hearing was not recorded, and therefore, no transcript could be prepared. Further, no proper statement of the evidence approved by the court was offered in lieu of a transcript. *See* M.R. App. P. 5(d); *Cates v. Donahue*, 2007 ME 38, ¶ 2, 916 A.2d 941, 942. Because there was no transcript of the proceedings or other proper statement of the evidence, we must infer that the record supports the findings and conclusions reached after the Violations Bureau hearing. *State v. Hughes*, 2004 ME 141, ¶ 7, 863 A.2d 266, 269.

The entry is:

Judgment affirmed.

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