

STATE OF MAINE

v.

STEPHEN TRACY

Submitted on Briefs July 8, 2009

Decided July 30, 2009

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

MEMORANDUM OF DECISION

Stephen Tracy appeals from an order of the Superior Court (Cumberland County, *Crowley, J.*) granting the State's request for a full revocation of probation and denying Tracy credit for the 188 days that he served as sanctions while he was participating in drug court, pursuant to 15 M.R.S. § 1105 (2008). Tracy had been bailed to drug court after he committed several driving offenses while on probation for a robbery conviction (Class A), 17-A M.R.S.A. § 651(1)(E) (1983).¹ Tracy argues that the court erred in denying him credit for time served as drug court sanctions. We dismiss the appeal as moot because the Cumberland County Jail reported, pursuant to 17-A M.R.S. § 1253(2) (2008), that Tracy was given credit for the time he served while he was in drug court. *See Carroll F. Look Constr. Co. v. Town of Beals*, 2002 ME 128, ¶ 6, 802 A.2d 994, 996 (stating that an appeal is moot if the passage of time and occurrence of events have deprived the litigant of an ongoing stake in the controversy).

The entry is:

Appeal dismissed.

¹ Title 17-A M.R.S.A. § 651(1)(E) has been amended since Tracy committed the robbery and was convicted in 1999. P.L. 2001, ch. 383, § 73 (effective Jan. 31 2003) (codified at 17-A M.R.S. § 651(1)(E) (2008)).

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