

STATE OF MAINE

v.

STEVEN LIGHTFOOT

Submitted on Briefs April 15, 2009

Decided April 28, 2009

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

MEMORANDUM OF DECISION

Steven Lightfoot appeals from the judgment of the Violations Bureau (Portland, *Moscowitz, J.*) finding him to have committed the offense of failure to obey lane controls, 29-A M.R.S. § 2051(3) (2008), in Portland on July 8, 2008. Lightfoot contends that the prosecution was motivated by his political activism, the evidence against him was fabricated, and the evidence, properly viewed, is insufficient to support the court's findings. Apparently, the court hearing was not recorded and Lightfoot has made no effort to prepare and provide a statement of the evidence in lieu of a transcript pursuant to M.R. App. P. 5(d). *See Cates v. Donahue*, 2007 ME 38, ¶ 2, 916 A.2d 941, 942. Because there is no transcript and no statement of the evidence in lieu of the transcript, we must infer that the evidence presented to the District Court supports the District Court's findings and conclusions underlying its judgment. *See State v. Hughes*, 2004 ME 141, ¶ 7, 863 A.2d 266, 269.

The entry is:

Judgment affirmed.

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