

STATE OF MAINE

v.

KEITH STERLING BERRY

Submitted on Briefs April 29, 2010  
Decided May 4, 2010

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

MEMORANDUM OF DECISION

Keith Sterling Berry appeals from a judgment of the Superior Court (Cumberland County, *MG Kennedy, J.*) denying his motion for return of property after dismissal of a charge against him for trafficking in dangerous knives (Class D), 17-A M.R.S. § 1055 (2009). Contrary to Berry's contentions,<sup>1</sup> (1) the court did not err in denying his motion for return of property based on its finding that Berry's knife was of the type described in section 1055 and was therefore illegal for Berry to possess, *see id.*; M.R. Crim. P. 41(e); *State v. Michael M.*, 2001 ME 92, ¶ 11, 772 A.2d 1179, 1183; *State v. One Uzi Semi-Automatic 9mm Gun*, 589 A.2d 31, 33-34 & n.7. (Me. 1991); and (2) the search of Berry upon his entry into the Cumberland County Courthouse was authorized by law, *see* Concerning the Bringing of Firearms and Weapons into Supreme Judicial, Superior, and District Courts, and Related Areas, Me. Admin. Order JB-05-9 (effective Aug. 1, 2005); *see also* 17-A M.R.S. §§ 2(9)(B), 1055 (2009); *State v. Barretto*, 2008 ME 121, ¶ 14, 953 A.2d 1138, 1141-42; *Burggraff v. Baum*, 1998 ME 262, ¶ 8, 720 A.2d 1167, 1169; *cf.* 25 M.R.S. § 2001-A (2009).

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<sup>1</sup> Berry makes additional arguments, which we do not address because they were presented in a perfunctory manner without legal analysis and are deemed waived. *See Mehlhorn v. Derby*, 2006 ME 110, ¶ 11, 905 A.2d 290, 292-93.

The entry is:

Judgment affirmed.

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**Keith S. Berry, pro se:**

Keith S. Berry  
PO Box 534  
Newport, Maine 04953

**Attorneys for the State of Maine:**

Stephanie Anderson, District Attorney  
Deborah A. Chmielewski, Asst. Dist. Atty.  
Prosecutorial District No. Two  
142 Federal Street  
Portland, Maine 04101