

**MAINE SUPREME JUDICIAL COURT  
SITTING AS THE LAW COURT**

**LAW DOCKET NO: AND-22-317**

**STATE OF MAINE**  
Appellee

**v.**

**JACOB LABBE**  
Appellant

*ON APPEAL FROM THE SUPERIOR COURT FOR  
ANDROSCOGGIN COUNTY*

**APPENDIX**

**Verne E. Paradie, Jr.**  
**Bar No: 8929**  
**217 Main Street, Suite 400**  
**Lewiston, ME 04240**  
**207-333-3583**

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STATE OF MAINE  
vs  
JACOB ROY LABBE, SR

CRIMINAL DOCKET  
ANDROSCOGGIN, ss.  
Docket No ANDCD-CR-2019-03799

**DOCKET RECORD**

DOB: [REDACTED]/1986

Attorney: VERNE PARADIE  
PARADIE, RABASCO & SEASONWEIN, PA  
217 MAIN STREET, SUITE 400

State's Attorney: ANDREW ROBINSON

Pro Se. LEWISTON ME 04240  
APPOINTED 12/30/2019

Filing Document: CRIMINAL COMPLAINT  
Filing Date: 12/13/2019

Major Case Type: FELONY (CLASS A,B,C)

**Charge(s)**

1	DOMESTIC VIOLENCE STALKING, (OTHER ENHANCEMENT)	11/15/2019	LEWISTON
Seq 11298	17-A 210-C(1)(A) Class C		
2	VIOLATING PROTECTION FROM ABUSE ORDER	12/02/2019	LEWISTON
Seq 12972	19-A 4011(1) Class D		
3	VIOLATING PROTECTION FROM ABUSE ORDER	12/03/2019	LEWISTON
Seq 12972	19-A 4011(1) Class D		

**Docket Events:**

12/13/2019 FILING DOCUMENT - CRIMINAL COMPLAINT FILED ON 12/13/2019

12/13/2019 WARRANT - ON AFFIDAVIT REQUESTED ON 12/13/2019

LEW PD GIVEN TO JUDGE FOR APPROVAL

12/13/2019 BAIL BOND - \$1,000.00 CASH BAIL BOND SET BY COURT ON 12/13/2019

JOHN B BELIVEAU , JUDGE

\$1000 CASH BAIL CONDITIONS OF NO CONTACT WITH [REDACTED]-86 NOT TO GO TO PLACE OF  
RESIDENCE/EMPLOYMENT/EDUCATION NOT TO RETURN TO [REDACTED] LEWISTON MAINE BAIL FOR  
WEDNESDAY COURT DATE FOR LEWISTON PD

12/13/2019 WARRANT - \$1,000.00 ON AFFIDAVIT ORDERED ON 12/13/2019

JOHN B BELIVEAU , JUDGE

\$1000 CASH BAIL CONDITIONS OF NO CONTACT WITH [REDACTED]-86 NOT TO GO TO PLACE OF  
RESIDENCE/EMPLOYMENT/EDUCATION NOT TO RETURN TO [REDACTED], LEWISTON MAINE BAIL FOR  
WEDNESDAY COURT DATE FOR LEWISTON PD

12/13/2019 WARRANT - \$1,000.00 ON AFFIDAVIT ISSUED ON 12/13/2019

\$1000 CASH BAIL CONDITIONS OF NO CONTACT WITH [REDACTED]-86 NOT TO GO TO PLACE OF  
RESIDENCE/EMPLOYMENT/EDUCATION NOT TO RETURN TO [REDACTED], LEWISTON MAINE BAIL FOR  
WEDNESDAY COURT DATE FOR LEWISTON PD

12/30/2019 WARRANT - ON AFFIDAVIT EXECUTED BY AGENCY ON 12/30/2019 at 02:06 p.m.

01/06/2020 Charge(s): 1,2,3

HEARING - INITIAL APPEARANCE SCHEDULE OTHER COURT ON 12/30/2019

LEWDC

01/06/2020 Charge(s): 1,2,3

HEARING - INITIAL APPEARANCE HELD ON 12/30/2019

THOMAS E DELAHANTY II, JUSTICE

Attorney: JASON RANGER

DA: NATHAN WALSH

01/06/2020 Charge(s): 1,2,3

PLEA - NO ANSWER ENTERED BY DEFENDANT ON 12/30/2019

THOMAS E DELAHANTY II, JUSTICE

01/06/2020 BAIL BOND - \$500.00 CONCURRENT BAIL BOND SET BY COURT ON 12/30/2019

THOMAS E DELAHANTY II, JUSTICE

Attorney: JASON RANGER

DA: NATHAN WALSH

OR 1500 S/S NO USE OR POSS OF DNGRS WPNS OR FIREARMS RNDM SRCH AND TST; NO CNTCT DRCT OR INDRCT  
W/ [REDACTED] /86 CURFEW 6PM-6AM; MUST RESIDE W/ MOTHER

01/06/2020 BAIL BOND - CONCURRENT BAIL BOND COMMITMENT ISSUED ON 12/30/2019

THOMAS E DELAHANTY II, JUSTICE

01/06/2020 Charge(s): 1,2,3

HEARING - DISPOSITIONAL CONFERENCE SCHEDULE OTHER COURT ON 04/24/2020

LEWDC

01/06/2020 Charge(s): 1,2,3

HEARING - DISPOSITIONAL CONFERENCE NOTICE SENT ELECTRONICALLY ON 01/06/2020

01/06/2020 TRIAL - JURY TRIAL SCHEDULE OTHER COURT ON 05/07/2020 at 08:30 a.m.

AUBSC

01/06/2020 TRIAL - JURY TRIAL NOTICE SENT ON 01/06/2020

01/06/2020 Charge(s): 1,2,3

MOTION - MOTION FOR APPOINTMENT OF CNSL FILED BY DEFENDANT ON 12/30/2019

01/06/2020 Charge(s): 1,2,3

MOTION - MOTION FOR APPOINTMENT OF CNSL GRANTED ON 12/30/2019

THOMAS E DELAHANTY II, JUSTICE

COPY TO PARTIES/COUNSEL

01/06/2020 Party(s): JACOB ROY LABBE SR

ATTORNEY - APPOINTED ORDERED ON 12/30/2019

Attorney: VERNE PARADIE

01/22/2020 BAIL BOND - CONCURRENT BAIL BOND FILED ON 01/13/2020

BAIL IS CONCURRENT TO ANDCDCR201903924 HAVING BAIL ID XPP893 AS PRIMARY.

01/23/2020 MOTION - MOTION AMEND BAIL CONDITIONS FILED BY DEFENDANT ON 01/17/2020

Attorney: VERNE PARADIE

01/23/2020 HEARING - MOTION AMEND BAIL CONDITIONS SCHEDULE OTHER COURT ON 02/13/2020 at 08:30 a.m.

LEWDC

01/23/2020 HEARING - MOTION AMEND BAIL CONDITIONS NOTICE SENT ELECTRONICALLY ON 01/23/2020

02/26/2020 HEARING - MOTION AMEND BAIL CONDITIONS HELD ON 02/13/2020

TAMMY HAM-THOMPSON, JUDGE

Attorney: VERNE PARADIE

DA: PATRICIA REGAN

02/26/2020 MOTION - MOTION AMEND BAIL CONDITIONS DENIED ON 02/13/2020

TAMMY HAM-THOMPSON, JUDGE

COPY TO PARTIES/COUNSEL

03/09/2020 Charge(s): 1,2,3

SUPPLEMENTAL FILING - INDICTMENT FILED ON 03/03/2020

03/09/2020 Charge(s): 1,2,3  
HEARING - ARRAIGNMENT SCHEDULE OTHER COURT ON 03/20/2020 at 08:30 a.m.

LEWDC

03/09/2020 Charge(s): 1,2,3  
HEARING - ARRAIGNMENT NOTICE SENT ON 03/09/2020

03/09/2020 SUMMONS/SERVICE - SUMMONS TO APPEAR FOR ARRAIGN ISSUED FOR 03/09/2020

03/16/2020 Charge(s): 1,2,3  
HEARING - ARRAIGNMENT CONTINUED ON 03/13/2020

PER ORDER OF SJC

03/16/2020 Charge(s): 1,2,3  
HEARING - DISPOSITIONAL CONFERENCE CONTINUED ON 03/13/2020

PER ORDER OF SJC

03/16/2020 TRIAL - JURY TRIAL CONTINUED ON 03/13/2020

PER ORDER OF SJC

05/11/2020 MOTION - MOTION AMEND BAIL CONDITIONS FILED BY DEFENDANT ON 05/08/2020

Attorney: VERNE PARADIE

05/11/2020 HEARING - MOTION AMEND BAIL CONDITIONS SCHEDULE OTHER COURT ON 05/04/2020 at 01:00 p.m.

LEWDC

06/17/2020 HEARING - MOTION AMEND BAIL CONDITIONS CONTINUED ON 06/17/2020

PER ORDER OF SJC

06/17/2020 HEARING - MOTION TO AMEND BAIL SCHEDULE OTHER COURT ON 06/30/2020 at 10:30 a.m.

LEWDC

06/17/2020 HEARING - MOTION TO AMEND BAIL NOTICE SENT ELECTRONICALLY ON 06/17/2020

07/14/2020 Charge(s): 1,2,3  
HEARING - DISPOSITIONAL CONFERENCE SCHEDULE OTHER COURT ON 10/15/2020

LEWDC

07/14/2020 Charge(s): 1,2,3  
HEARING - DISPOSITIONAL CONFERENCE NOTICE SENT ON 07/14/2020

07/14/2020 Charge(s): 1,2,3  
TRIAL - JURY TRIAL SCHEDULE OTHER COURT ON 11/05/2020 at 08:30 a.m.

AUBSC

07/14/2020 Charge(s): 1,2,3  
TRIAL - JURY TRIAL NOTICE SENT ON 07/14/2020

SENT VIA EMAIL

07/15/2020 HEARING - MOTION TO AMEND BAIL NOT HELD ON 06/30/2020

07/15/2020 MOTION - MOTION AMEND BAIL CONDITIONS DENIED ON 06/30/2020  
JOHN MARTIN , JUDGE  
COPY TO PARTIES/COUNSEL

09/11/2020 Charge(s): 1,2,3  
HEARING - DISPOSITIONAL CONFERENCE CONTINUED ON 09/11/2020

RESCHEDULE

09/11/2020 Charge(s): 1,2,3  
HEARING - DISPOSITIONAL CONFERENCE SCHEDULE OTHER COURT ON 10/22/2020 at 01:30 p.m.

LEWDC VIA GOOGLE MEET WITH COUNSEL AND DA ONLY

09/11/2020 Charge(s): 1,2,3  
HEARING - DISPOSITIONAL CONFERENCE NOTICE SENT ELECTRONICALLY ON 09/11/2020

VIA EMAIL

10/15/2020 Charge(s): 1,2,3  
TRIAL - JURY TRIAL CONTINUED ON 10/15/2020

PER ORDER OF SJC

10/22/2020 Charge(s): 1,2,3  
HEARING - DISPOSITIONAL CONFERENCE HELD ON 10/22/2020  
SUSAN ORAM , DISTRICT COURT CHIEF JUDGE  
Attorney: VERNE PARADIE  
DA: NATHAN WALSH  
TO BE PLACED ON TRIAL LIST  
10/22/2020 TRIAL - DOCKET CALL SCHEDULE OTHER COURT ON 01/01/2021 at 08:30 a.m.

AUBSC

11/25/2020 BAIL BOND - PR BAIL BOND FILED ON 11/25/2020

Date Bailed: 11/25/2020

11/30/2020 BAIL BOND - PR BAIL BOND SET BY COURT ON 11/23/2020

RICK E LAWRENCE , JUDGE

W/ MPTC NO USE OR POSS OF DNGRS WPNS OR FIREARMS W/ RNDM SRCH AND TST; NO CNTCT DRCT OR  
INDRCT W/ [REDACTED] /96; HOUSE ARREST EXCEPT MEDICAL INCLUDING DENTAL, LEAGAL OR THERAPY  
APPOINTMENTS

11/30/2020 BAIL BOND - PR BAIL BOND COMMITMENT ISSUED ON 11/23/2020

RICK E LAWRENCE , JUDGE

11/30/2020 OTHER FILING - PRETRIAL SERVICES CONTRACT FILED ON 11/23/2020

RICK E LAWRENCE , JUDGE

11/30/2020 OTHER FILING - PRETRIAL SERVICES CONTRACT APPROVED ON 11/23/2020

RICK E LAWRENCE , JUDGE

11/30/2020 BAIL BOND - CONCURRENT BAIL BOND BAIL RELEASED ON 11/23/2020

RICK E LAWRENCE , JUDGE

11/30/2020 BAIL BOND - CONCURRENT BAIL BOND RELEASE ACKNOWLEDGED ON 11/30/2020

12/01/2020 MOTION - MOTION TO REVOKE BAIL FILED BY STATE ON 12/01/2020

DA: CHRISTY STILPHEN

12/01/2020 BAIL BOND - NO BAIL ALLOWED SET BY COURT ON 12/01/2020  
RICK E LAWRENCE , JUDGE

NO BAIL ALLOWED

12/01/2020 Charge(s): 1,2,3  
WARRANT - VIOLATION OF BAIL REQUESTED ON 12/01/2020

DA OFFICE

12/01/2020 Charge(s): 1,2,3  
WARRANT - VIOLATION OF BAIL ORDERED ON 12/01/2020  
RICK E LAWRENCE , JUDGE  
NO BAIL ALLOWED

12/01/2020 Charge(s): 1,2,3  
WARRANT - VIOLATION OF BAIL ISSUED ON 12/01/2020

NO BAIL ALLOWED

12/02/2020 Charge(s): 1,2,3  
WARRANT - VIOLATION OF BAIL EXECUTED BY AGENCY ON 12/02/2020 at 11:02 p.m.

12/03/2020 HEARING - MOTION TO REVOKE BAIL SCHEDULE OTHER COURT ON 12/04/2020 at 01:00 p.m.

LEWDC IA

12/07/2020 Charge(s): 1,2,3  
HEARING - ARRAIGNMENT HELD ON 12/04/2020  
JENNIFER ARCHER , JUDGE  
Attorney: RICHARD CHAREST  
DA: CHRISTY STILPHEN  
DEFENDANT INFORMED OF CHARGES.

12/07/2020 Charge(s): 1,2,3  
PLEA - NOT GUILTY ENTERED BY DEFENDANT ON 12/04/2020

12/07/2020 HEARING - MOTION TO REVOKE BAIL HELD ON 12/04/2020  
JENNIFER ARCHER , JUDGE  
Attorney: RICHARD CHAREST  
DA: CHRISTY STILPHEN  
DEFENDANT DENIES

12/07/2020 HEARING - MOTION TO REVOKE BAIL SCHEDULE OTHER COURT ON 01/08/2021 at 09:30 a.m.

LEWDC

12/07/2020 HEARING - MOTION TO REVOKE BAIL NOTICE SENT ELECTRONICALLY ON 12/07/2020

12/07/2020 BAIL BOND - NO BAIL ALLOWED SET BY COURT ON 12/04/2020  
JENNIFER ARCHER , JUDGE

12/07/2020 BAIL BOND - NO BAIL ALLOWED COMMITMENT ISSUED ON 12/04/2020  
JENNIFER ARCHER , JUDGE

12/07/2020 Charge(s): 1,2,3  
TRIAL - DOCKET CALL SCHEDULE OTHER COURT ON 01/07/2021 at 02:15 p.m.

AUBSC REMOTE

12/09/2020 TRIAL - DOCKET CALL NOT HELD ON 12/09/2020

12/15/2020 HEARING - MOTION TO REVOKE BAIL NOTICE SENT ON 12/15/2020

SENT VIA EMAIL (CHANGE OF COURT TIME)

01/07/2021 Charge(s): 1,2,3

TRIAL - DOCKET CALL HELD ON 01/07/2021

VALERIE STANFILL , JUSTICE

Attorney: VERNE PARADIE

DA: JAMES ANDREWS

SET FOR MOTION TO REVOKE BAIL OR PLEA

01/07/2021 HEARING - MOTION TO REVOKE BAIL CONTINUED ON 01/07/2021

01/07/2021 Charge(s): 1,2,3

TRANSFER - UCD CS FILE TRANS TO RESP CRT TRANSFERRED ON 01/07/2021

AUBSC

01/07/2021 HEARING - MOTION TO REVOKE BAIL SCHEDULE OTHER COURT ON 01/13/2021 at 10:00 a.m.

AUBSC

01/07/2021 HEARING - MOTION TO REVOKE BAIL NOTICE SENT ELECTRONICALLY ON 01/07/2021

01/08/2021 Charge(s): 1,2,3

TRANSFER - UCD CS FILE TRANS TO RESP CRT RECVD BY COURT ON 01/08/2021

AUBSC

01/13/2021 HEARING - MOTION TO REVOKE BAIL HELD ON 01/13/2021 in Room No. 2

VALERIE STANFILL , JUSTICE

Attorney: VERNE PARADIE

DA: JAMES ANDREWS Reporter: PENNY PHILBRICK-CARVER

Defendant Present in Court

DEF ADMITS

01/13/2021 Charge(s): 1,2,3

TRANSFER - UCD CS FILE TRANS TO RESP CRT RECVD BY COURT ON 01/13/2021

AUBSC

01/13/2021 BAIL BOND - PR BAIL BOND BAIL RELEASED ON 01/13/2021

Date Bailed: 11/25/2020

01/13/2021 BAIL BOND - PR BAIL BOND RELEASE ACKNOWLEDGED ON 01/13/2021

Date Bailed: 11/25/2020

01/13/2021 MOTION - MOTION TO REVOKE BAIL GRANTED ON 01/13/2021

VALERIE STANFILL , JUSTICE

COPY TO PARTIES/COUNSEL

01/13/2021 BAIL BOND - NO BAIL ALLOWED SET BY COURT ON 01/13/2021

VALERIE STANFILL , JUSTICE

01/13/2021 TRIAL - DOCKET CALL SCHEDULE OTHER COURT ON 03/04/2021

AUBSC

01/31/2021 LETTER - FROM PARTY FILED ON 01/27/2021

FROM ATTY PARADIE RE PROPOSED LIVING ARRANGEMENTS FOR DEF  
HOLD WITHOUT BAIL COPY TO ATTY PARADIE AND DA ON 2/5/21

2/3/21 MOOT GIVEN ORDER TO

02/04/2021 TRIAL - DOCKET CALL CONTINUED ON 02/04/2021

COVID



02/04/2021 Charge(s): 1,2,3  
TRIAL - DOCKET CALL SCHEDULE OTHER COURT ON 05/03/2021 at 08:30 a.m.

AUBSC

02/24/2021 LETTER - FROM PARTY FILED ON 02/11/2021

FROM DEFENDANT ADVISING OF MAILING ADDRESS

03/11/2021 OTHER FILING - OTHER DOCUMENT FILED ON 03/11/2021

REQUEST FROM ATTY PARADIE TO REOPEN 1/13/21 MOTION TO REVOKE BAIL HEARING GIVEN TO J STANFILL  
ON 3/11/21 3/12/21 J STANFILL LACK OF APPROPRIATE ADDRESS WAS NOT ONLY FACTOR  
UPON WHICH ORDER WAS BASED FINAL ORDER WAS ENTERED 1/13/21 COPY TO ATTY PARADIE AND DA ON  
3/15/21

03/11/2021 OTHER FILING - NTS OF EMAIL FILING/RESP DEADL FILED ON 03/11/2021

AS TO REQUEST TO REOPEN HEARING

03/11/2021 Charge(s): 1,2,3  
TRIAL - DOCKET CALL NOT HELD ON 03/11/2021

03/11/2021 Charge(s): 1,2,3  
TRIAL - DOCKET CALL SCHEDULE OTHER COURT ON 04/13/2021 at 01:00 p.m.

AUBSC VIA ZOOM

04/14/2021 Charge(s): 1,2,3  
TRIAL - DOCKET CALL CONTINUED ON 04/13/2021  
VALERIE STANFILL , JUSTICE  
Attorney: HEATHER SEASONWEIN  
DA: KATHERINE MACRAE  
Defendant Present in Court  
CONT TO 5/3 DOCKET CALL

04/14/2021 Charge(s): 1,2,3  
TRIAL - DOCKET CALL SCHEDULE OTHER COURT ON 05/03/2021 at 02:30 p.m.

AUBSC

05/17/2021 Charge(s): 1,2,3  
TRIAL - DOCKET CALL CONTINUED ON 05/03/2021

NOT REACHED

05/17/2021 Charge(s): 1,2,3  
TRIAL - DOCKET CALL SCHEDULE OTHER COURT ON 06/11/2021 at 08:30 a.m.

AUBSC

06/11/2021 Charge(s): 1,2,3  
TRIAL - DOCKET CALL HELD ON 06/11/2021  
ROLAND A COLE , JUSTICE  
Attorney: VERNE PARADIE  
DA: NATHAN WALSH  
JULY TRIAL LIST

06/11/2021 TRIAL - DOCKET CALL SCHEDULE OTHER COURT ON 06/29/2021 at 09:15 a.m.

AUBSC

06/11/2021 TRIAL - DOCKET CALL NOTICE SENT ON 06/11/2021

06/11/2021 TRIAL - JURY TRIAL SCHEDULE OTHER COURT ON 07/12/2021 at 08:30 a.m.

AUBSC

06/11/2021 TRIAL - JURY TRIAL NOTICE SENT ON 06/11/2021

07/02/2021 TRIAL - DOCKET CALL HELD ON 06/29/2021

HAROLD STEWART , JUSTICE

Attorney: VERNE PARADIE

DA: KATHERINE MACRAE

TRIAL LIST

07/13/2021 TRIAL - JURY TRIAL NOT REACHED ON 07/12/2021

07/13/2021 Charge(s): 1,2,3

TRIAL - DOCKET CALL SCHEDULE OTHER COURT ON 08/31/2021 at 03:30 p.m.

AUBSC

07/13/2021 Charge(s): 1,2,3

TRIAL - DOCKET CALL NOTICE SENT ON 07/13/2021

07/13/2021 Charge(s): 1,2,3

TRIAL - JURY TRIAL SCHEDULE OTHER COURT ON 09/09/2021

AUBSC

07/13/2021 Charge(s): 1,2,3

TRIAL - JURY TRIAL NOTICE SENT ON 07/13/2021

07/14/2021 MOTION - MOTION TO AMEND BAIL MADE ORALLY BY DEF ON 07/14/2021

07/14/2021 MOTION - MOTION TO AMEND BAIL GRANTED ON 07/14/2021

HAROLD STEWART , JUSTICE

AMENDED TO \$2500 CASH BAIL NO USE OR POSS OF ALCOHOL DRUGS MARIJUANA RANDOM SEARCH AND  
TEST FOR SAME NO CONTACT DIRECT OR INDIRECT WITH [REDACTED] /96 HOUSE ARREST AT [REDACTED]  
[REDACTED] POLAND MAINE

07/14/2021 BAIL BOND - \$2,500.00 CASH BAIL BOND SET BY COURT ON 07/14/2021

HAROLD STEWART , JUSTICE

\$2500 CASH BAIL NO USE OR POSSESSION OF ALCOHOL, ILLEGAL DRUGS, MARIJUANA RANDOM SEARCH AND  
TEST FOR SAME NO CONTACT WITH [REDACTED] /96 HOUSE ARREST AT [REDACTED] POLAND ME

07/14/2021 BAIL BOND - CASH BAIL BOND COMMITMENT ISSUED ON 07/14/2021

07/28/2021 BAIL BOND - \$2,500.00 CASH BAIL BOND FILED ON 07/28/2021

Bail Receipt Type: CR

Bail Amt: \$2,500

Receipt Type: CK

Date Bailed: 07/20/2021

Prvdr Name: JOSIE OAKES 11/01/83

Rtrn Name: JOSIE OAKES

CONDITIONS

BAIL DISBURSEMENT ON 12/20/2021

Check No. 8984 Check Amount: 2,500.00

Paid To: JOSIE OAKES

FORWARDED TO BAIL PROVIDER

08/27/2021 OTHER FILING - WITNESS LIST FILED BY STATE ON 08/27/2021

09/07/2021 Charge(s): 1,2,3

TRIAL - DOCKET CALL HELD ON 08/31/2021

HAROLD STEWART , JUSTICE

Attorney: VERNE PARADIE

DA: KATHERINE BOZEMAN

TRIAL BACKUP FOR SEPTEMBER TRIAL LIST

09/10/2021 MOTION - MOTION AMEND BAIL CONDITIONS FILED BY STATE ON 09/07/2021

TO CORRECT VICTIM'S ( [REDACTED] ) DATE OF BIRTH TO [REDACTED]/96

09/15/2021 Charge(s): 1,2,3

TRIAL - JURY TRIAL CONTINUED ON 09/13/2021

HAROLD STEWART , JUSTICE

09/15/2021 Charge(s): 1,2,3

TRIAL - JURY TRIAL SCHEDULE OTHER COURT ON 09/27/2021 at 08:30 a.m.

AUBSC BACKUP TRIAL

09/16/2021 MOTION - MOTION AMEND BAIL CONDITIONS GRANTED ON 09/13/2021

HAROLD STEWART , JUSTICE

TO CORRECT THE VICTIM'S ( [REDACTED] ) DATE OF BIRTH TO [REDACTED]/86 COPY TO ATTY PARADIE AND DA ON 9/16/21

09/29/2021 Charge(s): 1,2,3

TRIAL - JURY TRIAL NOT REACHED ON 09/27/2021

09/29/2021 Charge(s): 1,2,3

TRIAL - DOCKET CALL SCHEDULE OTHER COURT ON 12/20/2021 at 08:30 a.m.

AUBSC

11/30/2021 MOTION - MOTION TO TERMINATE BAIL FILED BY THIRD PRY ON 11/30/2021

FILED BY BAIL PROVIDER JOSIE OAKES

11/30/2021 MOTION - MOTION TO TERMINATE BAIL GRANTED ON 11/30/2021

RICK E LAWRENCE , JUDGE

COPY TO PARTIES/COUNSEL

11/30/2021 WARRANT - \$2,500.00 ON COMP/INDICTMENT ORDERED ON 11/30/2021

\$2500 CASH BAIL NO USE OR POSSESSION OF ALCOHOL, ILLEGAL DRUGS, MARIJUANA RANDOM SEARCH AND TEST FOR SAME NO CONTACT WITH [REDACTED] [REDACTED]/96 HOUSE ARREST AT [REDACTED] POLAND ME

11/30/2021 WARRANT - \$2,500.00 ON COMP/INDICTMENT ISSUED ON 11/30/2021

\$2500 CASH BAIL NO USE OR POSSESSION OF ALCOHOL, ILLEGAL DRUGS, MARIJUANA RANDOM SEARCH AND TEST FOR SAME NO CONTACT WITH [REDACTED] [REDACTED]/96 HOUSE ARREST AT [REDACTED] POLAND ME

12/01/2021 WARRANT - ON COMP/INDICTMENT EXECUTED BY AGENCY ON 12/01/2021 at 09:26 a.m.

12/02/2021 BAIL BOND - CASH BAIL BOND BAIL RELEASED ON 12/02/2021

Date Bailed: 07/20/2021

CONDITIONS

BAIL DISBURSEMENT ON 12/20/2021

Check No. 8984 Check Amount: 2,500.00

Paid To: JOSIE OAKES

FORWARDED TO BAIL PROVIDER

12/02/2021 BAIL BOND - CASH BAIL BOND RELEASE ACKNOWLEDGED ON 12/02/2021

Date Bailed: 07/20/2021  
CONDITIONS  
BAIL DISBURSEMENT ON 12/20/2021  
Check No. 8984 Check Amount: 2,500.00  
Paid To: JOSIE OAKES  
FORWARDED TO BAIL PROVIDER

12/13/2021 LETTER - FROM PARTY FILED ON 12/13/2021

FROM DEF WITH A MOTION TO AMEND BAIL FORWARDED TO ATTY VERNE PARADIE FOR FURTHER ACTION

12/20/2021 BAIL BOND - CASH BAIL BOND DISBURSEMENT ON 12/20/2021

Date Bailed: 07/20/2021  
CONDITIONS  
BAIL DISBURSEMENT ON 12/20/2021  
Check No. 8984 Check Amount: 2,500.00  
Paid To: JOSIE OAKES  
FORWARDED TO BAIL PROVIDER

12/21/2021 Charge(s): 1,2,3  
TRIAL - DOCKET CALL HELD ON 12/20/2021

HAROLD STEWART , JUSTICE  
Attorney: VERNE PARADIE  
DA: KATHERINE MACRAE  
S/I FOR ADA BOZEMAN TRIAL

12/23/2021 Charge(s): 1,2,3  
TRIAL - JURY TRIAL SCHEDULE OTHER COURT ON 01/11/2022 at 08:15 a.m.

AUBSC FOR JURY SELECTION LEAD TRIAL JAN 19, 20

12/29/2021 BAIL BOND - \$2,500.00 CASH BAIL BOND FILED ON 12/29/2021

Bail Receipt Type: CR  
Bail Amt: \$2,500  
Receipt Type: CK  
Date Bailed: 12/24/2021 Prvdr Name: JOSIE A OAKES  
Rtrn Name: JOSIE A OAKES

BAIL HAS BEEN TERMINATED AND REVOKED  
BAIL DISBURSEMENT ON 07/26/2022  
Check No. 9391 Check Amount: 2,500.00  
Paid To: JOSIE OAKES  
FORWARDED TO BAIL PROVIDER

01/13/2022 Charge(s): 1,2,3  
TRIAL - JURY TRIAL CONTINUED ON 01/10/2022

HAROLD STEWART , JUSTICE

01/13/2022 Charge(s): 1,2,3

TRIAL - DOCKET CALL SCHEDULE OTHER COURT ON 03/01/2022

AUBSC

02/11/2022 Charge(s): 1,2,3

TRIAL - DOCKET CALL CONTINUED ON 02/11/2022

03/11/2022 MOTION - MOTION AMEND BAIL CONDITIONS FILED BY DEFENDANT ON 03/10/2022

03/11/2022 HEARING - MOTION AMEND BAIL CONDITIONS SCHEDULE OTHER COURT ON 03/23/2022 at 10:00 a.m.

AUBSC

03/11/2022 HEARING - MOTION AMEND BAIL CONDITIONS NOTICE SENT ELECTRONICALLY ON 03/11/2022

03/22/2022 MOTION - MOTION TO TERMINATE BAIL FILED BY THIRD PRY ON 03/21/2022

FILED BY 3RD PARTY BAIL PROVIDER JOSIE OAKES

03/23/2022 OTHER FILING - OTHER DOCUMENT FILED ON 03/23/2022

REQUEST OF JOSI OAKES (3RD PARTY BAIL PROVIDER) WITHDRAWING REQUEST FOR TERMINATION OF BAIL

03/25/2022 HEARING - MOTION AMEND BAIL CONDITIONS CONTINUED ON 03/23/2022

HAROLD STEWART , JUSTICE

03/25/2022 HEARING - MOTION AMEND BAIL CONDITIONS SCHEDULE OTHER COURT ON 04/05/2022 at 10:30 a.m.

AUBSC

03/25/2022 HEARING - MOTION AMEND BAIL CONDITIONS NOTICE SENT ELECTRONICALLY ON 03/25/2022

03/31/2022 Charge(s): 1,2,3

TRIAL - DOCKET CALL SCHEDULE OTHER COURT ON 06/29/2022 at 11:00 a.m.

AUBSC

04/05/2022 HEARING - MOTION AMEND BAIL CONDITIONS CONTINUED ON 04/05/2022 at 10:54 a.m. in Room No. 2

HAROLD STEWART , JUSTICE

Attorney: VERNE PARADIE

DA: KATHERINE BOZEMAN

DEF NOT PRESENT CONT TO 6/3/22 @ 10:30

04/05/2022 HEARING - MOTION AMEND BAIL CONDITIONS SCHEDULE OTHER COURT ON 06/03/2022 at 10:30 a.m.

AUBSC

04/05/2022 HEARING - MOTION AMEND BAIL CONDITIONS NOTICE SENT ON 04/05/2022

04/19/2022 MOTION - MOTION TO REVOKE BAIL FILED BY STATE ON 04/13/2022

04/19/2022 BAIL BOND - NO BAIL ALLOWED SET BY COURT ON 04/19/2022

HAROLD STEWART , JUSTICE

TO BE HELD WITHOUT BAIL PENDING COURT APPEARANCE

04/19/2022 WARRANT - VIOLATION OF BAIL REQUESTED ON 04/19/2022

04/19/2022 WARRANT - VIOLATION OF BAIL ORDERED ON 04/19/2022

HAROLD STEWART , JUSTICE

TO BE HELD WITHOUT BAIL PENDING COURT APPEARANCE

04/19/2022 WARRANT - VIOLATION OF BAIL ISSUED ON 04/19/2022

TO BE HELD WITHOUT BAIL PENDING COURT APPEARANCE

04/19/2022 WARRANT - VIOLATION OF BAIL EXECUTED BY AGENCY ON 04/19/2022 at 11:40 p.m.

04/20/2022 HEARING - MOTION TO REVOKE BAIL SCHEDULE OTHER COURT ON 04/20/2022 at 01:00 p.m.

LEWDC

WITH IC'S

04/21/2022 HEARING - MOTION TO REVOKE BAIL HELD ON 04/20/2022 at 01:47 p.m. in Room No. 2

ANDREW BENSON , JUDGE

Attorney: RICHARD CHAREST

DA: PATRICIA MADOR

Defendant Present in Court

DEF DENIED

04/21/2022 HEARING - MOTION TO REVOKE BAIL SCHEDULE OTHER COURT ON 05/03/2022 at 08:30 a.m.

LEWDC

04/21/2022 HEARING - MOTION TO REVOKE BAIL NOTICE SENT ELECTRONICALLY ON 04/21/2022

EMAIL

04/21/2022 BAIL BOND - \$250.00 CASH BAIL BOND SET BY COURT ON 04/20/2022

ANDREW BENSON , JUDGE

\$250 CASH BAIL. NO USE/POSS ANY ALCOHOL, MARIJUANA OR MARIJUANA PRODUCTS & ANY ILLEGAL DRUGS OR THEIR DERIVATIVES. SEARCH UPON ARTICULAR SUSPICION. NO DIRECT OR INDIRECT CONTACT WITH

██████████ /96) NOT TO ENTER ANY RESIDENCE/PLACE OF EMPLOYMENT/PLACE OF EDUCATION. HOUSE ARREST AT ██████████ POLAND MAINE

04/21/2022 BAIL BOND - CASH BAIL BOND COND RELEASE ISSUED ON 04/20/2022

ANDREW BENSON , JUDGE

04/21/2022 Charge(s): 1,2,3

TRANSFER - UCD CS FILE TRANS TO RESP CRT TRANSFERRED ON 04/21/2022

LEWDC

04/26/2022 BAIL BOND - \$250.00 CASH BAIL BOND FILED ON 04/21/2022

Bail Receipt Type: CR

Bail Amt: \$250

Receipt Type: CK

Date Bailed: 04/21/2022

Prvdr Name: JOSIE OAKES 11-1-83

Rtrn Name: JOSIE OAKES

CONDITIONS

BAIL DISBURSEMENT ON 10/18/2022

Check No. 9572 Check Amount: 250.00

Paid To: JOSIE A OAKES

FORWARDED TO BAIL PROVIDER

04/26/2022 Charge(s): 1,2,3

TRANSFER - UCD CS FILE TRANS TO RESP CRT RECVD BY COURT ON 04/26/2022

LEWDC

05/03/2022 HEARING - MOTION TO REVOKE BAIL CONTINUED ON 05/03/2022 at 10:10 a.m. in Room No. 1

SUSAN ORAM , JUDGE

Attorney: VERNE PARADIE

DA: PATRICIA MADOR

Defendant Not Present in Court

THE ADA ON THE CASE WAS STUCK IN THE AUBURN COURT

05/03/2022 HEARING - MOTION TO REVOKE BAIL SCHEDULE OTHER COURT ON 05/12/2022 at 03:30 p.m. in Room No. 1

LEWDC

FINAL HEARING

05/03/2022 HEARING - MOTION TO REVOKE BAIL NOTICE SENT ELECTRONICALLY ON 05/03/2022

05/16/2022 HEARING - MOTION TO REVOKE BAIL CONTINUED ON 05/12/2022

TAMMY HAM-THOMPSON , JUDGE

Attorney: VERNE PARADIE

DA: CHRISTY STILPHEN

NO FURTHER CONTINUANCES

05/16/2022 HEARING - MOTION TO REVOKE BAIL SCHEDULE OTHER COURT ON 06/03/2022 at 10:30 a.m.

AUBSC

05/16/2022 HEARING - MOTION TO REVOKE BAIL NOTICE SENT ELECTRONICALLY ON 05/16/2022

05/17/2022 Charge(s): 1,2,3

TRANSFER - UCD CS FILE TRANS TO RESP CRT TRANSFERRED ON 05/17/2022

AUBSC

05/20/2022 Charge(s): 1,2,3

TRANSFER - UCD CS FILE TRANS TO RESP CRT RECVD BY COURT ON 05/20/2022

AUBSC

05/24/2022 MOTION - MOTION TO TERMINATE BAIL FILED BY THIRD PRY ON 05/24/2022

FILED BY 3RD PARTY BAIL PROVIDER JOSIE OAKES

AS TO BID TQQ814 \$2500 CASH BAIL

05/24/2022 MOTION - MOTION TO TERMINATE BAIL GRANTED ON 05/24/2022

HAROLD STEWART , JUSTICE

AS TO BID TQQ314 FOR \$2500 CASH BAIL WARRANT TO ISSUE THE AMOUNT AND CONDITIONS OF THE DEFENDANT'S NEW BAIL SHALL REMAIN THE SAME BUT WITH SURETY OTHER THAN JOSIE OAKES

05/24/2022 BAIL BOND - \$2,500.00 CASH BAIL BOND SET BY COURT ON 05/24/2022

HAROLD STEWART , JUSTICE

\$2500.00 CASH BAIL JOSIE OAKES MAY NOT BE 3RD PARTY BAIL PROVIDER NO USE OR POSSESSION OF ALCOHOL ILLEGAL DRUGS OR MARIJUANA SUBMIT TO RANDOM SEARCH AND TEST FOR SAME NO CONTACT DIRECT OR INDIRECT WITH [REDACTED] /86 AND MAY NOT ENTER THE RESIDENCE PLACE OF EMPLOYMENT OR EDUCATION OF SAID PERSON HOUSE ARREST AT [REDACTED] POLAND MAINE

05/24/2022 WARRANT - \$2,500.00 ON COMP/INDICTMENT ORDERED ON 05/24/2022

HAROLD STEWART , JUSTICE

\$2500.00 CASH BAIL JOSIE OAKES MAY NOT BE 3RD PARTY BAIL PROVIDER NO USE OR POSSESSION OF ALCOHOL ILLEGAL DRUGS OR MARIJUANA SUBMIT TO RANDOM SEARCH AND TEST FOR SAME NO CONTACT DIRECT OR INDIRECT WITH [REDACTED] /86 AND MAY NOT ENTER THE RESIDENCE PLACE OF EMPLOYMENT OR EDUCATION OF SAID PERSON HOUSE ARREST AT [REDACTED] POLAND MAINE

05/24/2022 WARRANT - \$2,500.00 ON COMP/INDICTMENT ISSUED ON 05/24/2022

\$2500.00 CASH BAIL JOSIE OAKES MAY NOT BE 3RD PARTY BAIL PROVIDER NO USE OR POSSESSION OF ALCOHOL ILLEGAL DRUGS OR MARIJUANA SUBMIT TO RANDOM SEARCH AND TEST FOR SAME NO CONTACT DIRECT OR INDIRECT WITH [REDACTED] /86 AND MAY NOT ENTER THE RESIDENCE PLACE OF EMPLOYMENT OR EDUCATION OF SAID PERSON HOUSE ARREST AT [REDACTED] POLAND MAINE

05/25/2022 WARRANT - ON COMP/INDICTMENT EXECUTED BY AGENCY ON 05/25/2022 at 10:18 a.m.

06/03/2022 HEARING - MOTION TO REVOKE BAIL HELD ON 06/03/2022 at 10:45 a.m. in Room No. 2

HAROLD STEWART , JUSTICE

Attorney: VERNE PARADIE  
DA: KATHERINE BOZEMAN  
Defendant Present in Court  
06/03/2022 HEARING - MOTION AMEND BAIL CONDITIONS HELD ON 06/03/2022 at 10:45 a.m. in Room No. 2  
HAROLD STEWART , JUSTICE  
Attorney: VERNE PARADIE  
DA: KATHERINE BOZEMAN  
Defendant Present in Court  
06/03/2022 MOTION - MOTION TO REVOKE BAIL GRANTED ON 06/03/2022  
HAROLD STEWART , JUSTICE  
COPY TO ATTY PARADIE AND DA ON 6/3/22  
06/03/2022 MOTION - MOTION AMEND BAIL CONDITIONS DENIED ON 06/03/2022  
HAROLD STEWART , JUSTICE  
COPY TO ATTY PARADIE AND DA ON 6/3/22  
06/03/2022 Charge(s): 1,2,3  
TRIAL - DOCKET CALL NOTICE SENT ON 06/03/2022  
  
06/03/2022 BAIL BOND - NO BAIL ALLOWED SET BY COURT ON 06/03/2022  
HAROLD STEWART , JUSTICE  
AFTER HEARING ON MOTION TO REVOKE BAIL HELD THIS DAY  
06/03/2022 BAIL BOND - NO BAIL ALLOWED COMMITMENT ISSUED ON 06/03/2022  
HAROLD STEWART , JUSTICE  
06/06/2022 Charge(s): 1,2,3  
HEARING - DISPOSITIONAL CONFERENCE SCHEDULE OTHER COURT ON 06/08/2022 at 11:30 a.m.  
  
AUBSC  
06/06/2022 Charge(s): 1,2,3  
HEARING - DISPOSITIONAL CONFERENCE NOTICE SENT ELECTRONICALLY ON 06/06/2022  
  
06/08/2022 Charge(s): 1,2,3  
HEARING - DISPOSITIONAL CONFERENCE HELD ON 06/08/2022  
HAROLD STEWART , JUSTICE  
Attorney: VERNE PARADIE  
DA: KATHERINE BOZEMAN  
07/02/2022 Charge(s): 1,2,3  
TRIAL - DOCKET CALL HELD ON 06/29/2022  
HAROLD STEWART , JUSTICE  
Attorney: VERNE PARADIE  
DA: KATHERINE MACRAE  
S/I FOR ADA BOZEMAN 1-2 DAY TRIAL  
07/02/2022 Charge(s): 1,2,3  
TRIAL - JURY TRIAL SCHEDULE OTHER COURT ON 07/25/2022 at 08:30 a.m.  
  
AUBSC JURY SELECTION FOR TRIAL JULY 25, 26  
07/08/2022 Charge(s): 1,2,3  
TRIAL - JURY TRIAL SELECTED ON 07/07/2022  
HAROLD STEWART , JUSTICE  
Attorney: GEORGE HESS  
DA: KATHERINE BOZEMAN Reporter: PENNY PHILBRICK-CARVER  
Defendant Present in Court  
GEORGE HESS STANDING IN FOR VERNE PARADIE. TRIAL TO BEGIN ON 7/25/22



07/20/2022 MOTION - MOTION IN LIMINE FILED BY STATE ON 07/20/2022

07/26/2022 BAIL BOND - CASH BAIL BOND DISBURSEMENT ON 07/26/2022

Date Bailed: 12/24/2021  
BAIL HAS BEEN TERMINATED AND REVOKED  
BAIL DISBURSEMENT ON 07/26/2022  
Check No. 9391 Check Amount: 2,500.00  
Paid To: JOSIE OAKES  
FORWARDED TO BAIL PROVIDER

07/27/2022 MOTION - MOTION IN LIMINE GRANTED ON 07/25/2022

HAROLD STEWART , JUSTICE  
COPY TO PARTIES/COUNSEL

07/27/2022 Charge(s): 1,2,3

TRIAL - JURY TRIAL HELD ON 07/25/2022

HAROLD STEWART , JUSTICE

Attorney: VERNE PARADIE

DA: KATHERINE BOZEMAN Reporter: PENNY PHILBRICK-CARVER

Defendant Present in Court

DEFENDANT'S ORAL MOTION TO DISMISS FOR DOUBLE JEOPARDY DENIED. JURY SWORN INDICTMENT READ. OPENING STATEMENTS MADE. TESTIMONY BEGINS. STATE RESTS. DEFENDANT MOVES FOR JUDGMENT OF ACQUITTAL, MOTION DENIED. DEFENDANT RESTS. CASE TO RESUME 7/26/22 AT 9:00 A.M.

07/27/2022 TRIAL - ADDITIONAL EVIDENCE HELD ON 07/26/2022

HAROLD STEWART , JUSTICE

Attorney: VERNE PARADIE

DA: KATHERINE BOZEMAN Reporter: PENNY PHILBRICK-CARVER

Defendant Present in Court

JURY INSTRUCTED. CLOSING ARGUMENTS HELD. JUROR #154 DESIGNATED AS FOREPERSON JURY RETIRES TO DELIBERATE.

07/27/2022 Charge(s): 1,2,3

VERDICT - GUILTY RETURNED ON 07/26/2022

07/27/2022 Charge(s): 1,2,3

FINDING - GUILTY ENTERED BY COURT ON 07/26/2022

HAROLD STEWART , JUSTICE

07/27/2022 Charge(s): 1,2,3

FINDING - GUILTY CONT FOR SENTENCING ON 07/26/2022

07/27/2022 BAIL BOND - NO BAIL ALLOWED SET BY COURT ON 07/26/2022

HAROLD STEWART , JUSTICE

07/27/2022 BAIL BOND - NO BAIL ALLOWED COMMITMENT ISSUED ON 07/26/2022

07/28/2022 Charge(s): 1,2,3

MOTION - MOTION FOR NEW TRIAL FILED BY DEFENDANT ON 07/28/2022

OR ACQUITTAL

07/29/2022 MOTION - MOTION TO PREPARE TRANSCRIPT FILED BY DEFENDANT ON 07/29/2022

FOR SENTENCING TRANSCRIPT ON CR-19-3726

08/04/2022 MOTION - MOTION TO PREPARE TRANSCRIPT GRANTED ON 08/04/2022

HAROLD STEWART , JUSTICE

**DOCKET RECORD**

FOR TRANSCRIPT OF SENTENCING HELD IN CR-19-3726 ON 7/14/21 SCANNED TO OCR CARVER AND OTO ON 8/4/22

09/08/2022 HEARING - MOTION FOR NEW TRIAL SCHEDULE OTHER COURT ON 09/21/2022 at 11:00 a.m.

AUBSC

09/08/2022 HEARING - MOTION FOR NEW TRIAL NOTICE SENT ELECTRONICALLY ON 09/08/2022

09/08/2022 Charge(s): 1,2,3

HEARING - SENTENCE HEARING SCHEDULE OTHER COURT ON 09/21/2022 at 11:00 a.m.

AUBSC

09/08/2022 Charge(s): 1,2,3

HEARING - SENTENCE HEARING NOTICE SENT ELECTRONICALLY ON 09/08/2022

09/14/2022 OTHER FILING - TRANSCRIPT FILED ON 09/13/2022

SENTENCING IN CR-19-3726

09/20/2022 OTHER FILING - SENTENCING MEMORANDUM FILED BY STATE ON 09/20/2022

09/28/2022 Charge(s): 1,2,3

HEARING - SENTENCE HEARING HELD ON 09/21/2022 at 11:32 a.m. in Room No. 2

HAROLD STEWART , JUSTICE

Attorney: VERNE PARADIE

DA: KATHERINE BOZEMAN

Defendant Present in Court

09/28/2022 HEARING - MOTION FOR NEW TRIAL HELD ON 09/21/2022 at 11:32 a.m. in Room No. 2

HAROLD STEWART , JUSTICE

Attorney: VERNE PARADIE

DA: KATHERINE BOZEMAN

Defendant Present in Court

09/28/2022 Charge(s): 1,2,3

MOTION - MOTION FOR NEW TRIAL GRANTED ON 09/21/2022

HAROLD STEWART , JUSTICE

COPIES TO PARTIES/COUNSEL

09/28/2022 BAIL BOND - CASH BAIL BOND BAIL RELEASED ON 09/28/2022

Date Bailed: 04/21/2022

CONDITIONS

BAIL DISBURSEMENT ON 10/18/2022

Check No. 9572 Check Amount: 250.00

Paid To: JOSIE A OAKES

FORWARDED TO BAIL PROVIDER

09/28/2022 BAIL BOND - CASH BAIL BOND RELEASE ACKNOWLEDGED ON 09/28/2022

Date Bailed: 04/21/2022

CONDITIONS

BAIL DISBURSEMENT ON 10/18/2022

Check No. 9572 Check Amount: 250.00

Paid To: JOSIE A OAKES

FORWARDED TO BAIL PROVIDER

09/28/2022 BAIL BOND - CASH BAIL BOND BAIL RELEASED ON 09/28/2022

Date Bailed: 12/24/2021  
BAIL HAS BEEN TERMINATED AND REVOKED  
BAIL DISBURSEMENT ON 07/26/2022  
Check No. 9391 Check Amount: 2,500.00  
Paid To: JOSIE OAKES  
FORWARDED TO BAIL PROVIDER

09/28/2022 BAIL BOND - CASH BAIL BOND RELEASE ACKNOWLEDGED ON 09/28/2022

Date Bailed: 12/24/2021  
BAIL HAS BEEN TERMINATED AND REVOKED  
BAIL DISBURSEMENT ON 07/26/2022  
Check No. 9391 Check Amount: 2,500.00  
Paid To: JOSIE OAKES  
FORWARDED TO BAIL PROVIDER

09/28/2022 MOTION - MOTION TO TERMINATE BAIL MOOT ON 09/21/2022

09/28/2022 Charge(s): 1  
RULING - ORIGINAL ORDERED ON 09/21/2022 at 11:32 a.m. in Room No. 2  
HAROLD STEWART , JUSTICE  
Attorney: VERNE PARADIE  
DA: KATHERINE BOZEMAN  
Defendant Present in Court  
It is adjudged that the defendant is guilty of 1 DOMESTIC VIOLENCE STALKING, (OTHER ENHANCEMENT) 17-A 210-C(1)(A) Class C as charged and convicted.  
The defendant is sentenced to the DEPARTMENT OF CORRECTIONS for a term of 2 year(s) 6 month(s).  
The defendant shall serve the initial portion of the foregoing sentence at the Department Of Corrections in .  
\$ 35 VICTIMS COMPENSATION FUND  
**TOTAL DUE: \$ 35.00.**

09/28/2022 Charge(s): 1  
RULING - ORIGINAL ISSUED ON 09/21/2022  
HAROLD STEWART , JUSTICE  
DEFENDANT ACKNOWLEDGES RECEIPT

09/28/2022 Charge(s): 2  
RULING - ORIGINAL ORDERED ON 09/21/2022 at 11:32 a.m. in Room No. 2  
HAROLD STEWART , JUSTICE  
Attorney: VERNE PARADIE  
DA: KATHERINE BOZEMAN  
Defendant Present in Court  
It is adjudged that the defendant is guilty of 2 VIOLATING PROTECTION FROM ABUSE ORDER 19-A 4011(1) Class D as charged and convicted.  
The defendant is sentenced to the DEPARTMENT OF CORRECTIONS for a term of 1 year(s).  
This sentence to be served concurrently with: ANDCDCR201903799 Charge: 1  
The defendant shall serve the initial portion of the foregoing sentence at the Department Of Corrections in .  
\$ 20 VICTIMS COMPENSATION FUND  
**TOTAL DUE: \$ 20.00.**

09/28/2022 Charge(s): 2  
RULING - ORIGINAL ISSUED ON 09/21/2022

HAROLD STEWART , JUSTICE  
DEFENDANT ACKNOWLEDGES RECEIPT

09/28/2022 Charge(s): 3

RULING - ORIGINAL ORDERED ON 09/21/2022 at 11:32 a.m. in Room No. 2

HAROLD STEWART , JUSTICE

Attorney: VERNE PARADIE

DA: KATHERINE BOZEMAN

Defendant Present in Court

It is adjudged that the defendant is guilty of 3 VIOLATING PROTECTION FROM ABUSE ORDER 19-A 4011(1) Class D as charged and convicted.

The defendant is sentenced to the DEPARTMENT OF CORRECTIONS for a term of 1 year(s).

This sentence to be served concurrently with: ANDCDCR201903799 Charge: 1

The defendant shall serve the initial portion of the foregoing sentence at the Department Of Corrections in .

\$ 20 VICTIMS COMPENSATION FUND

**TOTAL DUE: \$ 20.00.**

09/28/2022 Charge(s): 3

RULING - ORIGINAL ISSUED ON 09/21/2022

HAROLD STEWART , JUSTICE

DEFENDANT ACKNOWLEDGES RECEIPT

09/28/2022 APPEAL - NOTICE OF APPEAL FILED ON 09/27/2022

09/28/2022 Charge(s): 1,2,3

APPEAL - APPLICATION ALLOW SENT APPEAL FILED ON 09/27/2022

09/28/2022 MOTION - MOTION TO PREPARE TRANSCRIPT FILED BY DEFENDANT ON 09/27/2022

FOR TRANSCRIPT OF JULY 25,26,2022 JURY TRIAL AND SEPT 21, 2022 SENTENCING

09/28/2022 ORDER - TRANSCRIPT ORDER ENTERED ON 09/27/2022

FOR TRANSCRIPT OF JULY 25,26,2022 JURY TRIAL AND SEPT 21,2022 SENTENCING SCANNED TO OTO AND OCR  
CARVER ON 9/30/22

09/28/2022 NOTE - OTHER CASE NOTE ENTERED ON 09/28/2022

DOCKET RECORD TO DOC CLASSIFICATION

09/28/2022 OTHER FILING - FINE PAYMENT SCHEDULE ORDERED ON 09/28/2022

INSTALLMENT PYMTS: 0.00; WEEKLY:F; BI-WEEKLY:F; MONTHLY:F; BI-MONTHLY:F; PYMT BEGIN: AT  
0000; PYMT IN FULL:20240921 AT 0000; THRU PPO:F; PYMT DUE AMT: 50.00; PMT DUE:20240921 AT 0000;  
OTHER:

09/30/2022 MOTION - MOTION TO PREPARE TRANSCRIPT GRANTED ON 09/29/2022

HAROLD STEWART , JUSTICE

SCANNED TO OTO AND OCR CARVER ON 9/30/22

09/30/2022 APPEAL - NOTICE OF APPEAL SENT TO REPORTER/ER ON 09/30/2022

09/30/2022 APPEAL - NOTICE OF APPEAL SENT TO LAW COURT ON 09/30/2022

09/30/2022 Charge(s): 1,2,3

APPEAL - APPLICATION ALLOW SENT APPEAL SENT TO REPORTER/ER ON 09/30/2022

09/30/2022 Charge(s): 1,2,3

APPEAL - APPLICATION ALLOW SENT APPEAL SENT TO LAW COURT ON 09/30/2022

10/17/2022 OTHER FILING - OTHER DOCUMENT FILED ON 10/17/2022

NOTICE OF DOCKETING IN THE LAW COURT (SENTENCE REVIEW PANEL) SRP-22-318

10/17/2022 OTHER FILING - OTHER DOCUMENT FILED ON 10/17/2022

NOTICE OF DOCKETING IN THE LAW COURT (CRIMINAL PROCEEDINGS) AND-22-317

10/17/2022 Charge(s): 1,2,3

APPEAL - RECORD ON APPEAL DUE IN LAW COURT ON 11/01/2022

10/18/2022 BAIL BOND - CASH BAIL BOND DISBURSEMENT ON 10/18/2022

Date Bailed: 04/21/2022

CONDITIONS

BAIL DISBURSEMENT ON 10/18/2022

Check No. 9572 Check Amount: 250.00

Paid To: JOSIE A OAKES

FORWARDED TO BAIL PROVIDER

10/26/2022 Charge(s): 1,2,3

APPEAL - RECORD ON APPEAL SENT TO LAW COURT ON 10/26/2022

FILE, SENTENCING TRANSCRIPT AND ENVELOPE OF TRIAL EXHIBITS

10/31/2022 OTHER FILING - OTHER DOCUMENT FILED ON 10/31/2022

ACKNOWLEDGEMENT RECEIPT FROM LAW COURT

12/19/2022 Charge(s): 1,2,3

APPEAL - APPLICATION ALLOW SENT APPEAL DENIED ON 12/15/2022

**Receipts**

10/25/2022	Case Payment	\$25.00	CK	paid.
12/20/2022	Case Payment	\$50.00	CK	paid.

**FINE PAYMENT SCHEDULE**

Execution/payment stayed to pay in full by 09/21/2024 or warrant to issue.

A TRUE COPY

ATTEST: \_\_\_\_\_  
Clerk

State Of Maine		UNIFIED CRIMINAL DOCKET		JUDGMENT AND COMMITMENT	
Docket No. ANDCD-CR-2019-03799	County/Location ANDROSCOGGIN	<input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Date : <u>9-21-22</u>	DOB <div style="background-color: black; width: 40px; height: 15px; display: inline-block;"></div> /1986	
State of Maine v. JACOB LABBE, SR			Residence:		
<div style="display: flex; justify-content: space-between;"> <div style="width: 65%;">           Offense(s) charged:  <b>DOMESTIC VIOLENCE STALKING,</b>            (OTHER ENHANCEMENT)            Class: C    DOV: 11/15/2019    Seq #: 11298 Title: 17-A / 210-C / 1 / A  <b>VIOLATING PROTECTION FROM ABUSE ORDER</b>            Class: D    DOV: 12/02/2019    Seq #: 12972 Title: 19-A / 4011 / 1  <b>VIOLATING PROTECTION FROM ABUSE ORDER</b>            Class: D    DOV: 12/03/2019    Seq #: 12972 Title: 19-A / 4011 / 1         </div> <div style="width: 30%;">           Charged by:            Charge:1    <input checked="" type="checkbox"/> indictment                              <input type="checkbox"/> information            Charge:2    <input type="checkbox"/> complaint            Charge:3         </div> </div>					
Plea(s): <input type="checkbox"/> Guilty <input type="checkbox"/> Nolo <input checked="" type="checkbox"/> Not Guilty      Date of Violation(s): _____					
<div style="display: flex; justify-content: space-between;"> <div style="width: 65%;">           Offense(s) convicted:  <input checked="" type="checkbox"/> <b>DOMESTIC VIOLENCE STALKING,</b>            (OTHER ENHANCEMENT)            Class: C DOV: 11/15/2019 Seq #: 11298 Title: 17-A / 210-C / 1 / A  <input checked="" type="checkbox"/> <b>VIOLATING PROTECTION FROM ABUSE ORDER</b>            Class: D DOV: 12/02/2019 Seq #: 12972 Title: 19-A / 4011 / 1  <input checked="" type="checkbox"/> <b>VIOLATING PROTECTION FROM ABUSE ORDER</b>            Class: D DOV: 12/03/2019 Seq #: 12972 Title: 19-A / 4011 / 1         </div> <div style="width: 30%;">           Convicted on:            Charge: 1    <input type="checkbox"/> plea                              <input checked="" type="checkbox"/> jury verdict            Charge: 2    <input type="checkbox"/> court finding            Charge: 3         </div> </div>					
It is adjudged that the defendant is guilty of the offenses as shown above and convicted.					
<input checked="" type="checkbox"/> It is adjudged that the defendant be hereby committed to the sheriff of the within named county or his authorized representative who shall without needless delay remove the defendant to:					
<input checked="" type="checkbox"/> The custody of the Commissioner of the Department of Corrections, at a facility designated by the Commissioner, to be punished by imprisonment for a term of <u>CT 1 2 1/2 yrs CT 2 1yr CT 3 1yr</u>					
<input type="checkbox"/> A County jail to be punished by imprisonment for a term of _____					
<input checked="" type="checkbox"/> This sentence to be served (consecutively to)(concurrently with) <u>CT 2+3 CONC w/ CT 1</u>					
<input type="checkbox"/> Execution stayed to on or before: _____ at _____ (a.m.)(p.m.)					
<b>Notice to Defendant: Your sentence does not include any assurance about the location of the facility where you will be housed during your commitment.</b>					
<input type="checkbox"/> It is ordered that all (but) _____ of the sentence (as it relates to confinement)(as it relates to the _____) be suspended and the defendant be placed on a period of					
<input type="checkbox"/> probation <input type="checkbox"/> supervised release <input type="checkbox"/> administrative release for a term of _____ (years)(months) upon conditions attached hereto and incorporated by reference herein.					
<input type="checkbox"/> said probation or supervised release to commence ( _____ ) (upon completion of the unsuspended term of imprisonment).					
<input type="checkbox"/> said administrative release to commence immediately.					
<input type="checkbox"/> The defendant shall serve the initial portion of the foregoing sentence at a County jail.					



- ☒ It is ordered that the defendant forfeit and pay the sum of \$ \_\_\_\_\_ as a fine to the clerk of the court, plus applicable surcharges and assessments.
- ☒ All but \$ \_\_\_\_\_ suspended. The total amount due, including surcharges and assessments is \$ 75 VCF.  
This amount is payable immediately or in accordance with the Order on Payment of Fines incorporated by reference herein.

- ☐ It is ordered that the defendant forfeit and pay the sum of \$ \_\_\_\_\_ as restitution for the benefit of \_\_\_\_\_ (17-A M.R.S. § 1152-2-A).
- ☐ Restitution is joint and several pursuant to 17-A M.R.S. § 1326-E.
- ☐ Restitution is to be paid through the Office of the prosecuting attorney, except that during any period of commitment to the Department of Corrections and/or any period of probation imposed by this sentence, restitution is to be paid to the Department of Corrections.
- ☐ A separate order for income withholding has been entered pursuant to 17-A M.R.S. § 1326-B incorporated by reference herein.
- ☐ Execution/payment stayed to pay in full by \_\_\_\_\_
- ☐ Installment payments of \_\_\_\_\_ to be made (weekly) (biweekly) (monthly) or warrant to issue
- ☐ Restitution is to be paid to the Department of Corrections on a schedule to be determined by the Department.

- ☐ It is ordered pursuant to applicable statutes, that the defendant's motor vehicle operator's license or permit to operate, right to operate a motor vehicle and right to apply for and obtain a license and/or the defendant's right to register a motor vehicle is suspended in accordance with notice of suspension incorporated herein.

- ☐ It is ordered that the defendant perform \_\_\_\_\_ hours of court-approved community service work within \_\_\_\_\_ (weeks) (months) for the benefit of \_\_\_\_\_.

- ☐ It is ordered that the defendant pay \$ \_\_\_\_\_ for each day served in the county jail, to the treasurer of the above named county. (up to \$80/Day) (17-A M.R.S. § 1341)
- ☐ Execution/payment stayed to pay in full by \_\_\_\_\_ or warrant to issue.

- ☐ It is ordered that the defendant shall participate in alcohol and other drug education, evaluation and treatment programs for multiple offenders administered by the office of substance abuse. (29 M.R.S. § 1312-B (2)(D-1), 29-A M.R.S. § 2411 (5)(F))

- ☐ It is ordered that the defendant forfeit to the state the firearm used by the defendant during the commission of the offense(s) shown above. (17-A M.R.S. § 1158)

- ☒ It is ordered that the defendant is prohibited from owning, possessing or having under the defendant's control a firearm. (15 M.R.S. § 393)

- ☐ Other: \_\_\_\_\_

- ☐ It is ordered that the defendant be unconditionally discharged. (17-A M.R.S. § 1201)

If the defendant has been convicted of an applicable offense listed in 25 M.R.S. § 1574, then the defendant shall submit to having a DNA sample drawn at any time following the commencement of any term of imprisonment or at any time following commencement of the probation period as directed by the probation officer.


**WARNING: IT IS A VIOLATION OF STATE LAW, AND MAY BE A VIOLATION OF FEDERAL LAW, FOR THE DEFENDANT TO OWN, POSSESS OR HAVE UNDER THEIR CONTROL A FIREARM IF THAT PROHIBITION HAS BEEN ENTERED AS PART OF THIS JUDGMENT OR ANY OTHER COURT ORDER.**

It is further ordered that the clerk deliver a certified copy of this judgment and commitment to the sheriff of the above named county or his authorized representative and that the copy serve as the commitment of the defendant. Reasons for imposing consecutive sentences are contained in the court record or in attachments hereto.

All pending motions, other than motions relating to payment of fees and bail are hereby declared moot (except \_\_\_\_\_.)

A TRUE COPY, ATTEST: \_\_\_\_\_

Clerk

  
\_\_\_\_\_  
Judge / Justice

I understand the sentence imposed herein and acknowledge receipt of a copy of this JUDGMENT AND COMMITMENT. I hereby acknowledge that the disclosure of my Social Security number on the Social Security Disclosure Form is mandatory under 36 M.R.S. § 5276-A. My Social Security number will be used to facilitate the collection of any fine that has been imposed upon me in this action if that fine remains unpaid as of the time I am due a State of Maine income tax refund. My Social Security number also may be used to facilitate the collection of money I may owe the State of Maine as a result of having had an attorney appointed to represent me. Collection of any fine or reimbursement of money, which I owe to the State of Maine, will be accomplished by offsetting money I owe to the State against my State of Maine income tax refund.

**SS Number Disclosure Required on separate form.**

Date: \_\_\_\_\_

Defendant \_\_\_\_\_

Address \_\_\_\_\_  
\_\_\_\_\_



A TRUE COPY, ATTEST: \_\_\_\_\_

Clerk

Judge / Justice

I understand the sentence imposed herein and acknowledge receipt of a copy of this JUDGMENT AND COMMITMENT. I hereby acknowledge that the disclosure of my Social Security number on the Social Security Disclosure Form is mandatory under 36 M.R.S. § 5276-A. My Social Security number will be used to facilitate the collection of any fine that has been imposed upon me in this action if that fine remains unpaid as of the time I am due a State of Maine income tax refund. My Social Security number also may be used to facilitate the collection of money I may owe the State of Maine as a result of having had an attorney appointed to represent me. Collection of any fine or reimbursement of money, which I owe to the State of Maine, will be accomplished by offsetting money I owe to the State against my State of Maine income tax refund.

Date: \_\_\_\_\_

9/21/22

SS Number Disclosure Required on separate form.

Defendant \_\_\_\_\_

Address \_\_\_\_\_

Camden ME 04840

1 statement.

2 THE COURT: Prior consistent  
3 statement. The rule specifically allows for  
4 it. It's straightforward in that respect.

5 What else shall we be prepared for?

6 MR. PARADIE: I -- I -- I know Kate  
7 hates it when I do this, but I feel the need  
8 to ask for a mistrial on the -- on the  
9 recent testimony that she said -- oh, when  
10 Kate asked a lot of questions about whether  
11 they were able -- whether they were in  
12 communications and that they weren't able to  
13 be together and then she -- I was going to  
14 let this one slide. She also caught herself  
15 but said when he got out.

16 So those two things -- I was worried  
17 about that testimony of being away to begin  
18 with, as you know, and I think those two  
19 things now have just made my concern even  
20 more so.

21 MS. BOZEMAN: I agree that she  
22 slipped saying out. That was in response to  
23 Attorney Paradie's question, and she  
24 actually seems to catch herself quickly  
25 after and say, When he came back from being

1           away. I think I was well within the  
2           appropriate realm to talk about the  
3           difference between that as it has -- it was  
4           very much highlighted on cross that they're  
5           having all of this pleasant communication  
6           and they're in complete contact while he's  
7           away. There's certainly a difference, as  
8           the Court, I think, acknowledged previously,  
9           to allowing contact when there's a level of  
10          protection of jail as opposed to a person  
11          being out and seeing them.

12                 So it was the first -- my only intent  
13          with that question was to point out that  
14          it -- yes, they're speaking but they aren't  
15          in a position where they're actually seeing  
16          each other.

17                         THE COURT: So what do you --

18                         MR. PARADIE: Well, I guess had it  
19          been were they seeing each other during that  
20          time, I would have had less problems. But  
21          were they able to see each other or be  
22          together and the answer being no. You're  
23          right, it was on cross that she said out,  
24          which is why I wasn't going to just -- I  
25          breezed right through it because I didn't

1           want to bring attention to it but then, I  
2           mean, Kate specifically is the one who asked  
3           that question of the witness. The witness  
4           didn't offer it herself.

5           THE COURT: Based on -- that's --  
6           it's based upon the redirect, I'm denying  
7           the motion. But I guess it's where we were  
8           because the other statement -- the comment  
9           she might have made, when he got out, I  
10          don't know if that makes much --

11          MR. PARADIE: During my cross.

12          THE COURT: -- I don't know if that  
13          makes much of a distinction, but it's hard  
14          to know what the jury, if any -- we're  
15          really stepping on it, if they even picked  
16          up on that. We know a lot of details, but  
17          we don't know it's not that it was clearly  
18          stated, got out of jail.

19          MR. PARADIE: We're told we presume  
20          the jury hears everything and follows every  
21          rule.

22          THE COURT: It's what they're  
23          instructed but they follow their  
24          instructions. I don't think you want me to  
25          give an instruction do not interpret this

1 as.

2 MR. PARADIE: No, I don't want an  
3 instruction.

4 THE COURT: All right. Let's take  
5 just a few minutes, let everyone finish  
6 their recess.

7 Is this the State's last witness?

8 MS. BOZEMAN: Yes and I have truly  
9 probably two questions.

10 MR. PARADIE: I don't expect any  
11 recross.

12 THE COURT: Do you expect to call  
13 any witnesses?

14 MR. PARADIE: I'm going to talk -- I  
15 can -- I'll talk with him right now.

16 THE COURT: Okay. Let me do that  
17 colloquy.

18 So, Mr. Labbe, I don't recall if we had  
19 this discussion previously or not, but  
20 through the course of the trial you have the  
21 absolute right to remain silent and to not  
22 testify. No one can ever make you testify.  
23 That's one of your constitutional rights not  
24 to incriminate yourself. So that's your  
25 right.

1           At the same time, you have a right to  
2           testify if you wanted to. You want to  
3           testify, that's a choice you can make.  
4           Certainly whether to testify or not to  
5           testify, recognizing no one can ever make  
6           you testify, it's a decision you want to  
7           make after talking with your lawyer. All  
8           your lawyer can do is give you advice and  
9           counsel. He doesn't have a crystal ball  
10          that says exactly how anything would be  
11          interpreted or viewed by the jury one way or  
12          the other. He can give you advice on.

13          At the end of the day, whether to  
14          testify or not to testify is your right,  
15          and, therefore, it's your choice to make.  
16          So I want to make sure you understood that.  
17          You have -- you understand what I just  
18          explained?

19                 THE DEFENDANT: Yes, I do, sir.

20                 THE COURT: And do you have any  
21          questions about those rights --

22                 THE DEFENDANT: Obviously I want to  
23          be heard, but I know it opens up other  
24          things.

25                 MR. PARADIE: We'll talk --

1                   THE COURT: I'll let you folks and  
2                   then what I'm hoping to do is, Attorney  
3                   Paradie, if you could just give me -- when  
4                   the State rests and if we can, we'll go to  
5                   sidebar at that time. You can let me know.

6                   MR. PARADIE: Oh, okay, sure.

7                   MS. BOZEMAN: Your Honor, I also am  
8                   now realizing I neglected to put something  
9                   on the record this morning, that the most  
10                  recent offer from the State had been 15  
11                  months straight on everything, and I would  
12                  just like for the record to reflect that the  
13                  defendant has rejected that.

14                 MR. PARADIE: That's correct.

15                 THE COURT: Okay.

16                 MS. BOZEMAN: Thank you.

17                 THE COURT: All right. We'll take  
18                 just a few minutes.

19                 (A recess was taken at 2:56 p.m., and court was  
20                 reconvened at 3:10 p.m.)

21                 MR. PARADIE: Your Honor, just  
22                 quickly, I don't expect this is going to  
23                 change your mind, but I did forget in that  
24                 last arugument that I just made for mistrial  
25                 that the witness had also mentioned

1 goes out, or I can do it here.

2 THE COURT: Let's go head and do it.

3 MR. PARADIE: Two things. One, I'm  
4 going to raise the same defense that I did  
5 before in the previous case, which is, the  
6 de minimis defense. The -- and this kind of  
7 ties into what I said this morning is what  
8 you've heard today, I just don't think --  
9 even if it is considered stalking, it is not  
10 the type of stalking that the statute was  
11 intended to prohibit, which ties me into the  
12 motion of acquittal upon the fact that now  
13 we've heard the evidence, I renew my as  
14 applied and facially constitutionally vague  
15 argument that no reasonable, ordinary person  
16 would know this conduct was stalking but  
17 that Mr. Labbe would have had no way of  
18 being advised that this was stalking. So  
19 my -- the motion for acquittal is only based  
20 on the stalking charge.

21 I make it for the others as well,  
22 actually, the de minimis I would apply to  
23 the PFAs as well.

24 MS. BOZEMAN: Your Honor, I think  
25 that the statute is clear in the ways in



1           which a stalking can be committed and the  
2           evidence is -- more than supports the  
3           defendant engaged in behavior that would  
4           amount to that should the jury believe it.

5           Frankly, the PFA violations alone would  
6           be a course of conduct that a reasonable  
7           person would understand might cause another  
8           emotional distress, particularly so if this  
9           is a person who's previously been the  
10          subject of court orders prohibiting conduct  
11          and violated those orders.

12          Beyond that, there's been numerous  
13          conversation -- or there's been testimony  
14          about numerous conversations the defendant  
15          contacting the victim in this case. Those  
16          text messages are in evidence where she's  
17          consistently saying that he's to stop, leave  
18          her alone, stop texting, and he continues to  
19          do so. He does so beyond the point of being  
20          notified of the PFA and I think that course  
21          of conduct would be sufficient for the jury  
22          to find --

23                 THE COURT: Where the motion has  
24                 been admitted as a regular motion for  
25                 acquittal, I think constitutional argument

[REDACTED]

[REDACTED]

[REDACTED]  
[REDACTED]

1           for the jury to decide. I think that's  
2           going to be left for them to determine  
3           whether or not this particular type of -- I  
4           don't want to say repeated phone calls but  
5           the nature of the phone calls meet that  
6           element of what a reasonable person would  
7           find to be serious inconvenience or  
8           emotional distress.

9           Again, I heard your interpretation. I  
10          think it's still a jury question. I don't  
11          see where it would be appropriate to take  
12          this away from the jury and this is dealing  
13          with just Count I.

14          Count II and III. As far as the de  
15          minimis, I would add this, that if the jury  
16          makes that finding that this is the type of  
17          conduct that would cause a reasonable person  
18          to suffer serious inconvenience or emotional  
19          distress, I think that, by definition, would  
20          take it away from being de minimis. There  
21          has to be that type of finding.

22          Anything else? So the motions are  
23          denied.

24                 MR. PARADIE: You'll dismiss the  
25          jury and question him about testifying?

STATE OF MAINE  
ANDROSCOGGIN, ss

UNIFIED CRIMINAL DOCKET  
LOCATION: AUBURN  
DOCKET NO: CA-19-3799

STATE OF MAINE

INDICTMENT

v.

JACOB ROY LABBE

DOB: [REDACTED]/1986

SIN: MEA015494

[REDACTED]

Auburn, ME 04210

G: Male Ht: 5' 7" Wt: 150 H: Brown

E: Hazel R: White

COUNT 1: DOMESTIC VIOLENCE STALKING

COUNT 2: VIOLATION OF A PROTECTIVE  
ORDER

COUNT 3: VIOLATION OF A PROTECTIVE  
ORDER

**THE GRAND JURY CHARGES:**

**COUNT 1:**

17-A M.R.S.A. §210-C(1)(B)(3)

Seq No: 11298P

DOMESTIC VIOLENCE STALKING

CLASS C

ATNCTN 350522B001

On or about or between November 15, 2019 and December 3, 2019, in Lewiston, Androscoggin County, Maine, **JACOB ROY LABBE**, did intentionally or knowingly engage in a course of conduct directed at or concerning Amber Labbe that would cause a reasonable person to suffer serious inconvenience or emotional distress. This conduct was committed against a family or household member as defined by 19-A M.R.S.A. § 4002 (4). **JACOB ROY LABBE** was convicted or adjudicated of VIOLATING CONDITIONS OF RELEASE on July 19, 2017 in the Androscoggin Unified Criminal Court, Docket No. CR-17-769.

**COUNT 2:**

19-A M.R.S.A. §4011(1)

Seq No: 12972

VIOLATION OF A PROTECTIVE ORDER

CLASS D

ATNCTN 350522B002

On or about December 2, 2019, in Lewiston, Androscoggin County, Maine, **JACOB ROY LABBE**, did violate a court-approved consent agreement or did violate a temporary, emergency, interim or final protective order, an order of a tribal court of the Passamaquoddy Tribe or the Penobscot Nation or a similar order issued by a court of the United States or of another state, territory, commonwealth or tribe of which he had actual prior notice, and which prohibited him from having contact with [REDACTED].

COUNT 3:

19-A M.R.S.A. §4011(1)

Seq No: 12972

**VIOLATION OF A PROTECTIVE ORDER**

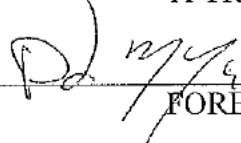
**CLASS D**

ATNCTN 350522B003

On or about December 3, 2019, in Lewiston, Androscoggin County, Maine, **JACOB ROY LABBE**, did violate a court-approved consent agreement or did violate a temporary, emergency, interim or final protective order, an order of a tribal court of the Passamaquoddy Tribe or the Penobscot Nation or a similar order issued by a court of the United States or of another state, territory, commonwealth or tribe of which he had actual prior notice, and which prohibited him from having contact with [REDACTED]

DATED: March 2, 2020

A TRUE BILL

  
FOREPERSON

OFFICER: Ryan Gagnon  
DEPT: Lewiston Police Dept.  
PROS: Katherine E. Bozeman  
JW#: 19-8422

**STATE OF MAINE  
ANDROSCOGGIN, SS.**

**UNIFIED CRIMINAL DOCKET  
DOCKET NO: AND-19-CR-3799**

**STATE OF MAINE**

**v.**

**JACOB LABBE**

)  
)  
)  
)  
)  
)  
)

**MOTION FOR NEW TRIAL  
OR ACQUITTAL**

NOW COMES the Defendant, by and through counsel, and pursuant to Maine Unified Rules of Criminal Procedure 29(b) and 33, hereby moves for acquittal or new trial and states the following in support thereof:

Defendant was convicted on July 26, 2022 on one count of Felony Stalking and two counts of Violation of a Protection Order.

Defendant has argued, and still maintains, that the Stalking statute is unconstitutionally vague on its face and as applied. An ordinary person or Mr. Labbe would not realize that his conduct would constitute stalking. Further, the Court has the Temporary Protection Order paperwork and can see that it would be confusing to an ordinary person.

Maine Unified Rule of Criminal Procedure 29(b) allows a defendant to renew his request for motion for acquittal within 14 days of the verdict. It also allows the Court to grant the motion despite the jury verdict. The conduct in this case cannot possibly constitute Stalking beyond a reasonable doubt under Maine law. Further, the fact that the Temporary Protection Order is confusing creates not only enough doubt to overcome the beyond a reasonable doubt standard, but is so patently confusing that it is clear from the plain review of the documents.

This Court, pursuant to Rule 29(b) has the ability to right the injustice that the jury's verdict has caused.

Maine Unified Rule of Criminal Procedure 33 provides that a defendant may request a new trial within 14 days of a verdict.

Defendant was denied a fair trial by the introduction of evidence of prior violations of court orders in 2017, his absence from the area for three years, during which he was "unable" to see his son, the testimony of the victim that he was back in the area "when he got out," and that he had previously been on house arrest. All of this evidence made it very clear to the jury that Defendant violated court orders in 2017 and went to jail for the same. It does not take a rocket scientist to put all of these facts together and come up with that conclusion.

There can be little doubt that Defendant was significantly prejudiced by the introduction of this evidence in cumulation, despite Defendant's objection. The exact reason Maine Rules of Evidence 403 and 404 exist is to prevent the exact prejudice that resulted from introduction of this evidence.

Defendant is entitled to a new trial without evidence of prior violations of court orders in 2017, his absence for years, him getting "out," being on house arrest, and his inability to see his son.

WHEREFORE, Defendant respectfully requests a new trial on this matter and any further relief as it deems just and proper.

Date: July 28, 2022

/s/ Verne E. Paradie, Jr.

Verne E. Paradie, Jr., Esq. / Bar No.: 8929

**Paradie, Rabasco & Seasonwein, P.A.**

217 Main St., Suite 400

Lewiston, ME 04240

207-333-3583

Email: [vparadie@lawyers-maine.com](mailto:vparadie@lawyers-maine.com)

1           have an agreement on the -- on yesterday's  
2           case.

3                   THE COURT:    So on the VCRs.

4                   MR. WALSH:   Yes, Your Honor.   Those  
5           are Androscoggin County Docket CR-20-2713, I  
6           believe, Androscoggin CR-19-3924,  
7           Androscoggin CR-20-2817.   Just to verify  
8           that those are all single count complaints.  
9           Violating conditions of release.   It's my  
10          understanding from the list that came over  
11          from the jail this morning that Mr. Labbe's  
12          been in custody on these three dockets since  
13          December 2.   These are all Class E  
14          misdemeanors, so by my math he's serving in  
15          excess of the maximum sentence allowed.

16                   THE COURT:   But he still has Docket  
17          No. 19-3799, which is the DV stalking.   Has  
18          he been in a similar amount of time on that  
19          one?

20                   MR. WALSH:   He has been in custody  
21          on that one as well, Your Honor.   It's my  
22          understanding we have not been able to reach  
23          a resolution.

24                   THE COURT:   So we can have a clean  
25          discussion, let's assume he's been in all of



1           these the same amount of time and we  
2           sentence him on the violation protective  
3           order and these VCRs to whatever it is. I'm  
4           just going to use a number saying two months  
5           just to have a discussion. What does that  
6           do to his accumulated time on his stalking?

7                     MR. PARADIE: It's a good question  
8           if he's been in -- Your Honor, I tried to  
9           call classifications a couple times  
10          yesterday and today and left messages and I  
11          wasn't able to -- the officer must have been  
12          out. I don't know the answer to your  
13          question, unfortunately, so. I would think  
14          if he's done on all these docket numbers if  
15          he's later convicted on the stalking charges  
16          that he would get credit despite pleading in  
17          today, but I don't want to represent that as  
18          gospel.

19                    MR. WALSH: The jail's list does  
20          list that docket number, that he's currently  
21          in custody on that docket number since  
22          December 2.

23                    THE COURT: But to that -- the  
24          question I had --

25                    MR. WALSH: Is to whether or not if

1           he were to get whatever sentence --

2           THE COURT:  If he's sentenced on  
3           these other ones, I don't think he would  
4           lose the time he's already had in.  I  
5           suppose if we had a sentence beyond today,  
6           then as of today he'd only be getting --  
7           he'd only be serving time on the matters  
8           he's in execution.

9           MR. PARADIE:  Exactly.  Right, but I  
10          think --

11          THE COURT:  He's already in  
12          execution, be time served.

13          MR. PARADIE:  Well, unless they're  
14          asking for higher than that for the -- for  
15          yesterday's case so.  So if he does --  
16          you're right, if he goes into execution, he  
17          will lose -- he will stop getting time on  
18          the stalking and VPO charges.  But I believe  
19          he gets credit up to this point.

20          THE COURT:  I think we're on the  
21          same page.  I'm setting aside the stalking  
22          case, which is Docket No. 19-3799.  Now, I  
23          have one more VCR.  I've got four.  Let's do  
24          an inventory here.  The one I don't -- I did  
25          not hear you list off, Attorney Walsh, was

1 19-03929, which is another VCR for a curfew  
2 violation.

3 MR. WALSH: Androscoggin County  
4 Docket CR 19-3929?

5 THE COURT: Yeah.

6 MR. WALSH: He is in custody on that  
7 docket as well. My apologies, Your Honor.  
8 I neglected to mention that one.

9 THE COURT: So there's that one,  
10 Docket 20-2817. That is one he had contact  
11 with the Josie Oakes.

12 Docket No. 19 -- 20-2713 is a curfew  
13 violation and 19-3924 is another curfew  
14 violation.

15 Who is Josie Oakes?

16 MR. PARADIE: Your Honor, she -- so  
17 if I could shed light on that, Mr. -- she  
18 was a witness to what -- Mr. Labbe was  
19 staying with her in violation of his bail,  
20 so she became a witness. And he bailed and  
21 had contact with her because that's where he  
22 was living. And at his bail hearing,  
23 similar to yesterday, he -- he said she  
24 wasn't a victim so he didn't know just  
25 because she was a witness that he couldn't

1           have contact but that's who she was. It was  
2           his girlfriend who he was living with at the  
3           time, or at least staying with.

4           THE COURT: So on these three VCRs,  
5           I'm just going to take the pleas at this  
6           point.

7           MR. PARADIE: I think there's  
8           agreement on six months.

9           THE COURT: Okay. All right.

10          So, Mr. Labbe, let me just walk you  
11          through these. We're talking about four  
12          violations of condition of release. Do you  
13          have any questions about any of these?

14          THE DEFENDANT: Just as long as  
15          that's all -- all the pending violations.

16          MR. PARADIE: That's all we have.

17          THE DEFENDANT: I'm glad you caught  
18          the other one because they were missing one  
19          or two.

20          MR. PARADIE: Okay, yes, we're good,  
21          Your Honor. He was glad that you caught the  
22          fourth one.

23          THE COURT: All right. So Docket  
24          20-2713, this is a VCR for violating curfew.  
25          How do you plead?

