

# MAINE INDIGENT DEFENSE CENTER

INDIVIDUAL DEFENSE – SYSTEMIC REFORM

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September 20, 2023

Matt Pollack, Esq  
Clerk, Maine Supreme Judicial Court  
205 Newbury Street  
Room 139  
Portland, ME 04101-4125

RE: State of Maine *ex rel.* Angelina Dube Peterson and Unknown or Uncertain Persons  
Docket No.:

Dear Clerk of Court:

Please find enclosed for filing regarding the above-captioned matter our Petition for Writ of Habeas Corpus.

I certify that I caused a true copy of the enclosed motion to be served on the Respondents King and Johnson by hand, Gilbert and Linthicum via email and regular mail and a copy delivered to the Attorney General Office in Augusta.

Thank you for your time and attention to this matter. Should you have any concerns please contact my office immediately.

Respectfully,



Robert J. Ruffner, 8855

MAINE INDIGENT DEFENSE CENTER

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STATE OF MAINE

SUPREME JUDICIAL COURT  
Docket No. \_\_\_\_\_

STATE OF MAINE, *ex rel.* ANGELINA DUBE  
PETERSON and UNKNOWN OR UNCERTAIN  
PERSONS,

*Petitioners,*

*v.*

**Petition for Writ of  
Habeas Corpus**

PETER A. JOHNSON, Aroostook County  
Sheriff, *in his official capacity*; WILLIAM L.  
KING, York County Sheriff, *in his official  
capacity*; UNKNOWN JAILERS, *all in their  
official capacities*; HON. SARAH GILBERT,  
Judge of the Maine District Court, *in her  
official capacity*; HON. CARRIE LINTHICUM,  
Judge of the Maine District Court, *in her  
official capacity*; and UNKNOWN JUDGES  
AND JUSTICES OF THE MAINE UNIFIED  
CRIMINAL DOCKET, *all in their official  
capacities*,

*Respondents.*

### INTRODUCTION

1. An unknown number of persons are currently in jail or otherwise face restrictions on their liberty while their criminal cases pend in Maine state courts, despite the fact that, though they are entitled to it, these individuals have not been provided counsel to represent them. Because of the failure of the State of Maine to appoint counsel entitled by the Maine Constitution, ME. CONST., Art. I. §§ 6 & 6-A; the Sixth and Fourteen Amendments to the United States Constitution; and 15 M.R.S. § 810 and M.R.U.Crim. P. 44(a)(1), the persons on whose

behalf this petition is brought are “unlawfully deprived of [their] personal liberty” by the above-named jailer- and bail-condition-imposing-respondents and are, therefore, entitled to relief from those deprivations. *See* 14 M.R.S. § 5501 *et seq.*

### **JURISDICTION**

2. This Court has original jurisdiction in this proceeding pursuant to 14 M.R.S. § 5301, 14 M.R.S. § 5513, 14 M.R.S. § 5526, and 4 M.R.S. § 7.
3. This Court has personal jurisdiction pursuant to the foregoing and 14 M.R.S. § 704-A(2).

### **PARTIES**

4. Undersigned Petitioners bring this petition on behalf of persons, both named and unnamed, who would be entitled to relief on their own application. *See* 14 M.R.S. § 5511 (authorizing “any person” to seek writ of habeas corpus on behalf of “any party alleged to be imprisoned or restrained of his liberty but not convicted and sentenced”); 14 M.R.S. § 5528 (if persons on whose behalf writ is sought are unknown or uncertain, those persons may be designated “in any other way so as to make known who is intended”). By rule, Petitioners thereby bring this action “in the name of the State of Maine.” M.R.Civ.P. 17(a) (“[W]hen a statute so provides, an action for the use or benefit of another shall be brought in the name of the State of Maine.”); *see also* M.R.Civ.P. 17(a) (“[A] party authorized by statute may sue in that

person's own name without joining the party for whose benefit the action is brought.”).

5. Angelina Dube Peterson, a Maine resident incarcerated pending trial at York County Jail, is the sole named person on whose behalf this action is brought. *See* Docket Nos. AROCD-CR-2022-20116 & AROCD-CR-2023-20234 (attached to petition as PX 1 & 2, respectively). Ms. Peterson first appeared before the Aroostook County Unified Criminal Docket on June 28, 2023, at which time she was committed to the custody of the Aroostook County Jail, which has since transferred Ms. Peterson to the York County Jail. An order appointing counsel (Gilbert, J.) was issued on June 28, but the space where the name of that counsel was to be written was left blank. *See* PX 3. On either July 10 or July 12, Ms. Peterson was again “appointed counsel” on a related docket, (Linthicum, J.), but again no such attorney was identified. *See* PX4. On information and belief, Ms. Peterson remains imprisoned without counsel in these matters, subject to bail conditions should she be able to post bail. *See* PX 5 & 6.
6. Unnamed persons subject to relief, *see* 14 M.R.S. § 5528, include all those:
  - A. entitled to counsel pursuant to U.S. CONST. amends. VI & XIV; ME. CONST. Art., §§ 6, 6-A & 19; 15 M.R.S. § 810; M.R.U.Crim.P. 44(a)(1) in relation to a pending state-court criminal proceeding; and

- B. who are currently, or will be in the future, “imprisoned or restrained of his liberty but not convicted and sentenced ... .” 14 M.R.S. § 5511.
7. The undersigned endeavored to identify by name the unknown and uncertain individuals who fit these criteria. However, by email dated September 15, 2023, representatives of the Judicial Branch declined to provide this information, citing Administrative Order JB-05-20 (A. 4-21), *Public Information and Confidentiality*. See PX 7 (emails attached to this petition). Further, a Maine superior court judge recently suggested that “no one” really knows how many individuals fit these criteria. See Order on Joint Motion for Preliminary Settlement Approval, *Robbins v. MCILS, et al.*, KENSC-CV-22-54 \*\* 15-16 (Murphy, J., Sept. 13, 2023). Nonetheless, Petitioners have sufficiently “ma[d]e known who is intended” to benefit from this petition, by virtue of their specified criteria. See 14 M.R.S. § 5528. This Court holds the key to unlocking their identities.
8. In Maine, a county “sheriff has the custody and charge of the county jail and of all prisoners in that jail and shall keep it in person, or by a deputy as jailer, master or keeper.” 30-A M.R.S. § 1501; see also 30-A M.R.S. § 454 (requiring each county – whose law enforcement responsibilities fall to sheriffs – to provide for detention facilities). Such individuals may be “described by an assumed name” such as “Jailers” and “Jailer-Respondents.” See 14 M.R.S. § 5527.
9. Respondent Peter A. Johnson is the Aroostook County Sheriff.
10. Respondent William L. King is the York County Sheriff.

11. Maine criminal-court judges impose bail conditions pursuant to 15 M.R.S. §§ 1021 & 1022. *See also* 4 M.R.S. § 114 & 165. Pursuant to 14 M.R.S. § 5527, Petitioners refer to these respondents as “Bailers” or “Bail-conditions-imposing-Respondents.”
12. Respondent Hon. Sarah Gilbert is a judge of the Maine District Court.
13. Respondent Hon. Carrie Linthicum is a judge of the Maine District Court.

#### **CLAIMS FOR RELIEF**

14. First, this Court should facilitate discovery of the identities of those unnamed parties entitled to relief. *See* A.O. JB-05-20 (A. 4-21) at III.A.6 (permitting judges to order disclosure of data sought by the Petitioners); *see* M.R.Civ.P. 26(a), 34 (providing for discovery of “documents or things,” and “other data compilations”); *see also* 14 M.R.S. 5517 (when official having custody of person subject to petition for writ “refuses or unreasonably delays” to deliver “an attested copy of the precept by which he restrains” the person subject to the petition, Court “shall forthwith issue the writ as prayed for”); 14 M.R.S. § 5532(2) (providing for fines when custodian fails to provide warrant or process within 4 hours); *see also* Brandon L. Garrett, *Habeas Corpus and Due Process*, 98 CORNELL L. REV. 47, 66 (Nov. 2012) (noting availability of discovery in common law habeas proceedings). Respectfully, the dearth of available data makes tracking and

remedying unlawful liberty restrictions more difficult than should be in an open, transparent justice system.

15. Second, “without delay,” this Court “shall proceed to examine the causes of imprisonment or restraint... .” 14 M.R.S. § 5521. If necessary, this Court might hear evidence to determine whether the continued liberty restraints are lawful. 14 M.R.S. § 5523. Every person “unlawfully deprived of his personal liberty” shall be entitled to the writ, subject only to one putative limitation, to which Petitioner now turns. 14 M.R.S. § 5501.
16. In enacting Chapter 609, the legislature purported to limit the applicability of habeas corpus by excluding from its ambit those “[p]ersons committed or confined in prison or jail on suspicion of ... felony... .” 14 M.R.S. § 5512(1). Any such restriction on the ancient writ would violate ME. CONST. Art. I, § 10’s Suspension Clause: “[T]he privilege of the writ of habeas corpus shall not be suspended, unless when in cases of rebellion or invasion the public safety may require it.” An unconstitutional suspension occurs whenever the legislature purports to foreclose an avenue to the writ that was available at common law, absent the requisite “rebellion or invasion.” *Cf. Kimball v. State*, 490 A.2d 653, 658-59 (Me. 1985); *cf. Fredette v. State*, 428 A.2d 395, 402 (Me. 1981); *see also* ME. CONST. Art. I, § 6 (“In all criminal prosecutions ... [t]he accused shall not ... be deprived of life, liberty, property or privileges, but by ... the law of the land.”). Indeed,

the writ was available to alleged “felons” at common law – even then.<sup>1</sup> *Cf. Wade v. Warden of State Prison*, 145 Me. 120, 73 A.2d 128 (1950) (Court grants writ to individual convicted of manslaughter); *Ex parte Bollman*, 8 U.S. 75 (1807) (Court grants writ to individuals accused of treason). To the extent that 14 M.R.S. § 5512(1) intends to suspend the privilege of habeas corpus, it is therefore unconstitutional, absent the outbreak of “rebellion or invasion.” ME. CONST. Art. I, § 10. To the extent, however, that this Court might conclude that 5512(1) is *not* unconstitutional, this Court, regardless of the applicability of the statutory habeas process, 14 M.R.S. § 5501 *et seq.*, nonetheless retains jurisdiction to grant the writ of habeas corpus as it existed at common law. *See* 4 M.R.S. § 7.

17. The right to counsel enshrined by the Maine Constitution derives from both § 6 and § 6-A. *See State v. Sklar*, 317 A.2d 160, 165-67 (Me. 1974). “For those who cannot afford counsel, the constitutional right imposes an affirmative obligation on the State to provide court-appointed counsel if the defendant faces incarceration whether

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<sup>1</sup> Petitioners do not concede that any of the above-specified persons on whose behalf relief is sought would have qualified as felons at common law. *Cf. Harnish v. State*, 531 A.2d 1264 (Me. 1987) (Extent of § 10 – albeit, in relation to right to bail – is defined by understanding at common law); *see also Jerome v. United States*, 318 U.S. 101, 108 n. 6 (1943) (Common law felonies include “murder, manslaughter, arson, burglary, robbery, rape, sodomy, mayhem, and larceny.”) (citing Wharton, *Criminal Law* (12th ed.) § 26). Further discovery on this point is alone cause for this Court’s intervention.



because of a plea of guilty or no contest, or after trial.” *State v. Watson*, 2006 ME 80, ¶ 14, 900 A.2d 702.

18. The federal constitutional right to counsel inheres no later than the “first appearance before a judicial officer at which the defendant is told of the formal accusation against him and restrictions are placed on his liberty.” *Rothgery v. Gillespie County*, 554 U.S. 191, 194 (2008). This means, in Maine state courts, the federal right to counsel applies no later than the initiation of any “proceeding” in the criminal matter. See M.R.U.Crim. P. 44(a). Indeed, this initial period – “that is to say, from the time of [defendants’] arraignment until the beginning of their trial” – represents perhaps “the most critical” stage at which counsel must be provided. *Brewer v. Williams*, 430 U.S. 387, 398 (1977) (quoting *Powell v. Alabama*, 287 U.S. 45, 57 (1932)).
19. Fundamentally, the authority attendant to a criminal prosecution to detain a defendant or impose conditions upon her liberty, including bail conditions, see *Gerstein v. Pugh*, 420 U.S. 103, 114 (1975) (noting that “burdensome conditions” “effect a significant restraint of liberty”), is contingent upon the State’s provision of “procedural safeguards” such as appointment of competent counsel. See *United States v. Salerno*, 481 U.S. 739, 755 (1987). A recent decision from the United States District Court for the District of Oregon is illustrative. *Betschart et al. v. Garrett et al.*, 2023 U.S. Dist. LEXIS 144139, 2023 WL 5288098, Case No.: 3:23-cv-01097-CL (D. Or. Aug. 17, 2023) (McShane, J.) (page numbers refer to slip opinion). After the county

failed to provide counsel for defendants restrained attendant to criminal prosecutions in Oregon state courts, the petitioners pressed for habeas corpus in federal court. *Id.* at \* 2. The federal court ordered the jailers to release the petitioners for whom no counsel could be appointed within ten days. *Id.* at \* 13. The court reasoned:

No reliable process guaranteed by the Fourteenth Amendment is present when an indigent defendant is required to proceed against the power of the state without counsel. They are unable to adequately argue for conditional release, secure witnesses, review discovery, challenge the charging instrument, intervene in the Grand Jury process, negotiate with the prosecution in an arms-length fashion, request the preservation of evidence, or challenge the length of their confinement through speedy trial statutes. For some, an uncounseled guilty plea is the only avenue out of custody.

*Id.* at \*\* 11-12. The same reasoning applies in Maine, and this Court should accept the solemn duty of ordering the release of similarly situated Mainers rather than require them to resort to federal court to obtain that relief. Of particular concern, given this state's robust privilege against self-incrimination, *see, e.g., State v. Collins*, 297 A.2d 620, 626 (Me. 1972), is the specter of defendants being coerced to plead guilty, imprisoned or otherwise restrained without access to counsel or the relief counsel might help them obtain.

20. Petitioners here seek further relief, it is true, than that granted in the Oregon case. There are two reasons for that. One, the Oregon

petitioners did not request specific relief other than “conditional release from custody, or, in the alternative, provision of sufficient money for class members to hire private attorneys... .” See Petition Pursuant to 28 U.S.C. § 2241 for Writ of Habeas Corpus by Persons in State Custody, Case No.: 3:23-cv-01097 \*\* 16-17 (PACER No. 1). Two, there is ambiguity about whether federal judges have authority, pursuant to 28 U.S.C. § 2241 *et seq.*, to do anything other than order discharge from custody. See *Fay v. Noia*, 372 U.S. 391, 430-31 (1963) (“Habeas lies to enforce the right of personal liberty; when that right is denied and a person confined, the federal court has the power to release him. Indeed, it has no other power; it cannot revise the state court judgment; it can act only on the body of the petitioner.”). In our proceeding, in contrast, this Court unambiguously retains authority to grant relief such as the cessation of any liberty restrictions, including bail conditions. See 14 M.R.S. § 5501 (habeas vindicates any deprivation of “personal liberty”); see also 14 M.R.S. § 5515 (habeas court shall inspect case for unlawful imprisonment and restraint on liberty; ignoring the latter would render it surplusage).

#### **PRAYER FOR RELIEF**

1. This Court should expeditiously order discovery of the data necessary to identify persons entitled to relief, as requested above. *Supra* ¶ 14.
2. This Court should expeditiously convene any evidentiary hearing necessary to decide this petition on its merits.



- Respondent Hon. Sarah Gilbert by U.S. Mail to 62 Union Street, Rockland, ME 04841-2836, and by email to [sarah.gilbert@courts.maine.gov](mailto:sarah.gilbert@courts.maine.gov);
- Respondent Hon. Carrie Linthicum by U.S. Mail to 144 Sweden Street, Caribou, ME 04736, and by email to [carrie.linthicum@courts.maine.gov](mailto:carrie.linthicum@courts.maine.gov); and
- To the Office of the Maine Attorney General, by hand, in Augusta.

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Robert J. Ruffner, *Esq.* #8855  
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STATE OF MAINE  
vs  
ANGELINA M DUBEPETERSON  
150 23RD AVE  
MADAWASKA ME 04756

CRIMINAL DOCKET  
AROOSTOOK, ss.  
Docket No AROCD-CR-2022-20116

**DOCKET RECORD**

DOB: 02/04/1994

State's Attorney: CHRISTIANA REIN

Pro Se.

Filing Document: CRIMINAL COMPLAINT  
Filing Date: 04/14/2022

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

**Charge(s)**

1 VIOLATING CONDITION OF RELEASE 03/16/2022 MADAWASKA  
Seq 9633 15 1092(1)(B) Class C  
PICARD / MDA

**Docket Events:**

04/19/2022 FILING DOCUMENT - CRIMINAL COMPLAINT FILED ON 04/14/2022

04/19/2022 Charge(s): 1  
HEARING - INITIAL APPEARANCE SCHEDULE OTHER COURT ON 05/04/2022 at 08:30 a.m.

MADDC

05/04/2022 Charge(s): 1  
HEARING - INITIAL APPEARANCE HELD ON 05/04/2022  
CARRIE LINTHICUM , JUDGE  
DA: CHRISTIANA REIN

05/04/2022 Charge(s): 1  
PLEA - NO ANSWER ENTERED BY DEFENDANT ON 05/04/2022

05/05/2022 MOTION - MOTION FOR APPOINTMENT OF CNSL FILED BY DEFENDANT ON 05/04/2022

05/05/2022 MOTION - MOTION FOR APPOINTMENT OF CNSL GRANTED ON 05/04/2022

CARRIE LINTHICUM , JUDGE  
COPY TO PARTIES/COUNSEL

05/05/2022 ORDER - ORDER APPOINTING COUNSEL ENTERED ON 05/04/2022

CARRIE LINTHICUM , JUDGE

05/05/2022 Party(s): ANGELINA M DUBEPETERSON  
ATTORNEY - APPOINTED ORDERED ON 05/04/2022

Attorney: JEFFERSON ASHBY

05/05/2022 HEARING - BAIL HEARING HELD ON 05/04/2022

CARRIE LINTHICUM , JUDGE

05/05/2022 BAIL BOND - CONCURRENT BAIL BOND SET BY COURT ON 05/04/2022

CARRIE LINTHICUM , JUDGE

CONCURRENT WITH AROCD-CR-22-20078. NOT TO U/P D/A; S/T D/A UPON ARTICULABLE SUSPICION; NO DIRECT OR INDIRECT CONTACT WITH CHAD PETERSON; CURFEW 9 P.M. TO 6 AM. MUST CHECK IN DAILY WITH MADAWASKA PD BY 11 A.M.

05/05/2022 BAIL BOND - CONCURRENT BAIL BOND FILED ON 05/04/2022

BAIL IS CONCURRENT TO AROCD-CR-2022-20078 HAVING BAIL ID QQD168 AS PRIMARY.

05/05/2022 Charge(s): 1  
HEARING - ARRAIGNMENT SCHEDULE OTHER COURT ON 06/08/2022 at 08:30 a.m.

MADDC

05/05/2022 Charge(s): 1  
HEARING - ARRAIGNMENT NOTICE SENT ELECTRONICALLY ON 05/05/2022

S; ASHBY ESQ

05/18/2022 Charge(s): 1  
SUPPLEMENTAL FILING - INDICTMENT FILED ON 05/16/2022

05/18/2022 OTHER FILING - OTHER DOCUMENT FILED ON 05/18/2022

CHANGE OF ADDRESS

05/18/2022 MOTION - MOTION AMEND BAIL CONDITIONS FILED BY DEFENDANT ON 05/18/2022

06/22/2022 Charge(s): 1  
HEARING - ARRAIGNMENT HELD ON 06/08/2022

CARRIE LINTHICUM , JUDGE

DA: CHRISTIANA REIN

DEFENDANT INFORMED OF CHARGES.

06/22/2022 Charge(s): 1  
PLEA - NOT GUILTY ENTERED BY DEFENDANT ON 06/08/2022

06/22/2022 HEARING - DISPOSITIONAL CONFERENCE SCHEDULE OTHER COURT ON 07/08/2022 at 01:30 p.m.

FORDC

06/22/2022 HEARING - DISPOSITIONAL CONFERENCE NOTICE SENT ELECTRONICALLY ON 06/22/2022

S; ASHBY ESQ

07/14/2022 HEARING - DISPOSITIONAL CONFERENCE HELD ON 07/08/2022

CARRIE LINTHICUM , JUDGE

DA: CHRISTIANA REIN

07/14/2022 HEARING - DISPOSITIONAL CONFERENCE SCHEDULE OTHER COURT ON 10/05/2022 at 01:30 p.m.

MADDC

07/14/2022 HEARING - DISPOSITIONAL CONFERENCE NOTICE SENT ELECTRONICALLY ON 07/14/2022

S; ASHBY ESQ

10/12/2022 HEARING - DISPOSITIONAL CONFERENCE HELD ON 10/05/2022

CARRIE LINTHICUM , JUDGE

DA: CHRISTIANA REIN

10/12/2022 TRIAL - DOCKET CALL SCHEDULED FOR 12/19/2022 at 08:30 a.m.

CARSC

10/12/2022 Charge(s): 1  
TRANSFER - UCD CS FILE TRANS TO RESP CRT TRANSFERRED ON 10/12/2022

CARSC

10/12/2022 TRIAL - DOCKET CALL NOTICE SENT ELECTRONICALLY ON 10/12/2022

S; ASHBY ESQ

10/18/2022 Charge(s): 1  
TRANSFER - UCD CS FILE TRANS TO RESP CRT RECVD BY COURT ON 10/18/2022

CARSC

11/28/2022 TRIAL - DOCKET CALL SCHEDULE OTHER COURT ON 12/19/2022 at 08:30 a.m.

CARSC

12/16/2022 OTHER FILING - WITNESS LIST FILED BY STATE ON 12/15/2022

WITH CEERTIFICATE OF TRIAL READINESS

12/20/2022 TRIAL - DOCKET CALL NOT HELD ON 12/19/2022

DUE TO WEATHER

01/05/2023 MOTION - MOTION TO REVOKE BAIL FILED BY STATE ON 12/30/2022

DENIAL ENTERED 01/04/2023 PREDC ROB LANGNER

01/05/2023 BAIL BOND - NO BAIL ALLOWED SET BY COURT ON 01/04/2023

ROB LANGNER , JUDGE

01/05/2023 HEARING - MOTION TO REVOKE BAIL SCHEDULE OTHER COURT ON 01/30/2023 at 01:00 p.m.

CARSC

01/05/2023 HEARING - MOTION TO REVOKE BAIL NOTICE SENT ELECTRONICALLY ON 01/05/2023

02/01/2023 HEARING - RULE 11 HEARING SCHEDULE OTHER COURT ON 02/02/2023 at 10:30 a.m.

HOUDC PARTIES NOTIFIED BY EMIAL

02/02/2023 HEARING - RULE 11 HEARING HELD ON 02/02/2023

STEPHEN NELSON , JUSTICE

READING WAIVED

02/02/2023 Charge(s): 1

PLEA - GUILTY ENTERED BY DEFENDANT ON 02/02/2023

02/02/2023 Charge(s): 1

PLEA - GUILTY ACCEPTED BY COURT ON 02/02/2023

STEPHEN NELSON , JUSTICE

02/02/2023 Charge(s): 1

FINDING - GUILTY ENTERED BY COURT ON 02/02/2023

STEPHEN NELSON , JUSTICE

02/02/2023 Charge(s): 1

RULING - ORIGINAL ORDERED ON 02/02/2023

STEPHEN NELSON , JUSTICE

INSERTED VIA FEE PROCESSING

It is adjudged that the defendant is guilty of 1 VIOLATING CONDITION OF RELEASE 15 1092(1)(B) Class C as charged and convicted.

The defendant is sentenced to the DEPARTMENT OF CORRECTIONS for a term of 18 month(s).

This sentence to be served concurrently with: AROCDRCR202220425 Charge: 1

It is ordered that all but 32 day(s) of the sentence as it relates to confinement be suspended.

Defendant to receive credit for time served.

It is ordered that the defendant be placed on a period of probation for a term of 2 year(s) upon conditions attached hereto and incorporated by reference herein.

Said Probation to commence after completion of the unsuspended term of imprisonment.

\$ 35 VICTIMS COMPENSATION FUND

\$ 10 VICTIMS PROPERTY COMP FUND

**TOTAL DUE: \$ 45.00.**

**Special Conditions of Probation:**

1. refrain from all criminal conduct and violation of federal, state and local laws.



2. report to the probation officer immediately and thereafter as directed and within 48 hours of your release from jail.
3. answer all questions by your probation officer and permit the officer to visit you at your home or elsewhere.
4. obtain permission from your probation officer before changing your address or employment.
5. not leave the State of Maine without written permission of your probation officer.
6. maintain employment and devote yourself to an approved employment or education program.
  
8. identify yourself as a probationer to any law enforcement officer if you are arrested, detained or questioned for any reason and notify your probation officer of that contact within 24 hours.
9. waive extradition back to the State of Maine from any other place.
10. not own, possess or use any firearm or dangerous weapon if you have ever been convicted of a crime in any jurisdiction with a potential penalty of one year or more or any crime involving domestic violence or the use of a firearm or dangerous weapon.
11. pay to the Department of Corrections a supervision fee of \$ 10.00 per month.
- 12a. provide a DNA sample if convicted of applicable offense listed in 25 MRSA Section 1574.

submit to random search and testing for alcohol at the direction of a law enforcement officer.

Have no contact of any kind with CHAD PETERSON and the family of said person.

02/02/2023 Charge(s): 1

RULING - ORIGINAL ISSUED ON 02/02/2023

STEPHEN NELSON , JUSTICE

DEFENDANT ACKNOWLEDGES RECEIPT

02/02/2023 OTHER FILING - FINE PAYMENT SCHEDULE ORDERED ON 02/02/2023

INSTALLMENT PYMTS: 0;DAILY: F;WEEKLY: F;BI-WEEKLY: F;MONTHLY: F;BI-MONTHLY: F;PYMT BEGIN: AT 0;PYMT IN FULL: 20230303 AT 0;THRU PPO: F;PYMT DUE AMT: 50;PMT DUE: 20230303 AT 0;OTHER:

02/02/2023 HEARING - MOTION TO REVOKE BAIL NOT HELD ON 02/02/2023

02/02/2023 MOTION - MOTION TO REVOKE BAIL MOOT ON 02/02/2023

STEPHEN NELSON , JUSTICE

02/02/2023 MOTION - MOTION AMEND BAIL CONDITIONS MOOT ON 02/02/2023

STEPHEN NELSON , JUSTICE

02/02/2023 BAIL BOND - CONCURRENT BAIL BOND BAIL RELEASED ON 02/02/2023

02/02/2023 BAIL BOND - CONCURRENT BAIL BOND RELEASE ACKNOWLEDGED ON 02/02/2023

02/02/2023 Charge(s): 1

TRANSFER - UCD CS FILE TRANS TO RESP CRT TRANSFERRED ON 02/02/2023

CARSC

02/02/2023 OTHER FILING - FINE PAYMENT SCHEDULE ORDERED ON 02/02/2023

INSTALLMENT PYMTS: 50;DAILY: F;WEEKLY: F;BI-WEEKLY: F;MONTHLY: T;BI-MONTHLY: F;PYMT BEGIN: 20230303 AT 0;PYMT IN FULL: AT 0;THRU PPO: F;PYMT DUE AMT: 50;PMT DUE: 20230303 AT 0;OTHER:

02/08/2023 Charge(s): 1

TRANSFER - UCD CS FILE TRANS TO RESP CRT RECVD BY COURT ON 02/08/2023

CARSC

02/08/2023 Charge(s): 1

TRANSFER - UCD CS FILE TRANS TO RESP CRT TRANSFERRED ON 02/08/2023

FORDC BY MAI

02/12/2023 Charge(s): 1

TRANSFER - UCD CS FILE TRANS TO RESP CRT RECVD BY COURT ON 02/12/2023

FORDC

02/27/2023 FILING DOCUMENT - FIRST MOTION PROB REVOCATION FILED ON 02/27/2023

TOGETHER WITH AFFIDAVIT IN SUPPORT OF PC

03/02/2023 Charge(s): 1  
HEARING - PV INITIAL APPEARANCE HELD ON 02/28/2023  
CARRIE LINTHICUM , JUDGE

03/02/2023 Charge(s): 1  
PLEA - DENY ENTERED BY DEFENDANT ON 02/28/2023

03/02/2023 HEARING - CONFERENCE SCHEDULE OTHER COURT ON 04/05/2023 at 11:00 a.m.

MADDC

03/02/2023 BAIL BOND - NO BAIL ALLOWED SET BY COURT ON 02/28/2023  
CARRIE LINTHICUM , JUDGE  
NO BAIL. MAY READDRESSSED WHEN ATTORNEY APPEARS

03/10/2023 ORDER - ORDER APPOINTING COUNSEL ENTERED ON 03/02/2023  
CARRIE LINTHICUM , JUDGE

03/10/2023 Party(s): ANGELINA M DUBEPETERSON  
ATTORNEY - APPOINTED ORDERED ON 03/02/2023

Attorney: MARK PERRY

03/10/2023 HEARING - CONFERENCE NOTICE SENT ELECTRONICALLY ON 03/10/2023

04/05/2023 HEARING - CONFERENCE HELD ON 04/05/2023

CARRIE LINTHICUM , JUDGE

04/05/2023 HEARING - PV ADMISSION HEARING HELD ON 04/05/2023

CARRIE LINTHICUM , JUDGE

DA: IAN ANDERSON

04/05/2023 Charge(s): 1  
PLEA - ADMIT ENTERED BY DEFENDANT ON 04/05/2023

04/05/2023 Charge(s): 1  
FINDING - PROBATION VIOLATED ENTERED BY COURT ON 04/05/2023

CARRIE LINTHICUM , JUDGE

DA: IAN ANDERSON

04/05/2023 Charge(s): 1  
RULING - PROBATION REVOCATION ORDERED ON 04/05/2023

CARRIE LINTHICUM , JUDGE

DA: IAN ANDERSON

It is adjudged that the defendant has violated one or more of the conditions of probation attached to the judgment, and it is ORDERED that the order of probation contained in the judgment of this court in this case, is hereby partially revoked.

The court orders that the defendant serve 35 Day(s) of the suspended portion of the sentence and that the probationary period continue in effect as provided by law.

04/05/2023 Charge(s): 1  
RULING - PROBATION REVOCATION ISSUED ON 04/05/2023

CARRIE LINTHICUM , JUDGE

07/08/2023 Charge(s): 1  
FILING DOCUMENT - SECOND MOTION PROB REVOCATION FILED ON 07/05/2023

TOGETHER WITH AFFIDAVIT IN SUPPORT OF PC

07/08/2023 Charge(s): 1

HEARING - PV INITIAL APPEARANCE SCHEDULE OTHER COURT ON 07/10/2023 at 11:30 a.m.

FORDC

07/13/2023 Charge(s): 1  
HEARING - PV INITIAL APPEARANCE HELD ON 07/10/2023  
CARRIE LINTHICUM , JUDGE  
DA: AMANDA BRIDGES

07/13/2023 Charge(s): 1  
PLEA - DENY ENTERED BY DEFENDANT ON 07/10/2023

07/13/2023 BAIL BOND - NO BAIL ALLOWED SET BY COURT ON 07/10/2023  
CARRIE LINTHICUM , JUDGE  
DA: AMANDA BRIDGES

BAIL MAY BE REVIEWED WHEN COUNSEL APPEARS

07/13/2023 BAIL BOND - NO BAIL ALLOWED COMMITMENT ISSUED ON 07/10/2023  
CARRIE LINTHICUM , JUDGE

07/13/2023 HEARING - CONFERENCE SCHEDULE OTHER COURT ON 08/09/2023 at 01:00 p.m.

MADDC

07/13/2023 MOTION - MOTION FOR APPOINTMENT OF CNSL FILED BY DEFENDANT ON 07/12/2023

WITH GENERAL RELEASE AUTHORIZATION

07/13/2023 MOTION - MOTION FOR APPOINTMENT OF CNSL GRANTED ON 07/12/2023  
CARRIE LINTHICUM , JUDGE

07/13/2023 ORDER - ORDER APPOINTING COUNSEL ENTERED ON 07/12/2023  
CARRIE LINTHICUM , JUDGE

**Receipts**

02/26/2023 Case Payment \$45.00 CK paid.

A TRUE COPY

ATTEST:   
Clerk

STATE OF MAINE  
vs  
ANGELINA M DUBE PETERSON  
150 23RD AVE  
MADAWASKA ME 04756

CRIMINAL DOCKET  
AROOSTOOK, ss.  
Docket No AROCD-CR-2023-20234

**DOCKET RECORD**

DOB: 02/04/1994

State's Attorney: TODD COLLINS

Pro Se.

Filing Document: CRIMINAL COMPLAINT

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

Filing Date: 06/28/2023

**Charge(s)**

1	AGGRAVATED TRAFFICKING OF SCHEDULED DRUGS	06/27/2023	MADAWASKA
Seq 13783	17-A 1105-A(1)(M) Class A		
QUERZE	/ MDA		
2	AGGRAVATED TRAFFICKING OF SCHEDULED DRUGS	06/27/2023	MADAWASKA
Seq 8555	17-A 1105-A(1)(B)(1) Class A		
QUERZE	/ MDA		
3	AGGRAVATED TRAFFICKING OF SCHEDULED DRUGS	06/27/2023	MADAWASKA
Seq 8555	17-A 1105-A(1)(B)(1) Class A		
QUERZE	/ MDA		
4	AGGRAVATED FURNISHING OF SCHEDULED DRUGS	06/27/2023	MADAWASKA
Seq 11557	17-A 1105-C(1)(B)(1) Class B		
QUERZE	/ MDA		
5	AGGRAVATED FURNISHING OF SCHEDULED DRUGS	06/27/2023	MADAWASKA
Seq 11557	17-A 1105-C(1)(B)(1) Class B		
QUERZE	/ MDA		
6	UNLAWFUL POSSESSION OF FENTANYL POWDER	06/27/2023	MADAWASKA
Seq 13381	17-A 1107-A(1)(B)(8) Class C		
QUERZE	/ MDA		
7	UNLAWFUL POSSESSION OF SCHEDULED DRUG	06/27/2023	MADAWASKA
Seq 13150	17-A 1107-A(1)(A)(3) Class B		
QUERZE	/ MDA		

**Docket Events:**

06/28/2023 FILING DOCUMENT - CRIMINAL COMPLAINT FILED ON 06/28/2023

06/28/2023 Charge(s): 1,2,3,4,5,6,7  
HEARING - INITIAL APPEARANCE SCHEDULE OTHER COURT ON 06/28/2023 at 11:00 a.m.

PREDC IN CUSTODIES

07/11/2023 Charge(s): 1,2,3,4,5,6,7  
HEARING - INITIAL APPEARANCE HELD ON 06/28/2023  
SARAH GILBERT , JUDGE

07/11/2023 Charge(s): 1,2,3,4,5,6,7  
PLEA - NO ANSWER ENTERED BY DEFENDANT ON 06/28/2023

07/11/2023 HEARING - BAIL HEARING HELD ON 06/28/2023  
SARAH GILBERT , JUDGE

07/11/2023 BAIL BOND - \$3,000.00 CASH BAIL BOND SET BY COURT ON 06/28/2023  
SARAH GILBERT , JUDGE

CASH BAIL; NOT TO U/P D/A; S/T D/A UPON ARTICULABLE SUSPICION; NO CONTACT DIRECT OR INDIRECT WITH  
MEGAN TARDIFF; MUST SIGN AND ABIDE BY COURT APPROVED ACCCP CONTRACT WITH GPS MONITOR

07/11/2023 Charge(s): 1,2,3,4,5,6,7  
HEARING - ARRAIGNMENT SCHEDULE OTHER COURT ON 10/04/2023 at 08:30 a.m.

MADDC

07/11/2023 ORDER - ORDER APPOINTING COUNSEL ENTERED ON 06/28/2023

SARAH GILBERT, JUDGE

07/14/2023 MOTION - MOTION FOR APPOINTMENT OF CNSL FILED BY DEFENDANT ON 07/14/2023

WITH GENERAL RELEASE AUTHORIZATION

07/14/2023 MOTION - MOTION FOR APPOINTMENT OF CNSL GRANTED ON 06/28/2023

CARRIE LINTHICUM, JUDGE

COPY TO PARTIES/COUNSEL

A TRUE COPY

ATTEST:

Clerk

*Asst.*

STATE OF MAINE

- Unified Criminal Docket
- Superior Court
- District Court

County: Arroostook  
 Location: Presque Isle  
 Docket No: ARROO-CR-23-20224

STATE OF MAINE/ \_\_\_\_\_

v.

ORDER ON MOTION  
FOR COURT APPOINTED COUNSEL

Angelina Dube Peterson  
 Defendant/Respondent

Defendant/Respondent is charged with a  Class A  Class B  Class C  Class D  Class E  
 JV offense  Probation Violation  Post-Conviction Review  Child Protection Petition

Based upon the information provided by the attorney for the State, Motion for Assignment of Counsel is DENIED because there is NO RISK OF JAIL on this Class D or Class E charge.

Based upon the information contained in defendant/respondent's financial affidavit, the Motion for Assignment of Counsel is DENIED because the Defendant is not indigent.

Based upon the information contained in defendant/respondent's financial affidavit, Motion for Assignment of Counsel is GRANTED. Attorney \_\_\_\_\_ is appointed to represent defendant.

Based upon the information contained in defendant/respondent's financial affidavit, Motion for Assignment of Counsel is GRANTED. Attorney \_\_\_\_\_ is appointed to represent defendant. Defendant/respondent is found to be **partially indigent**, and is hereby ordered to pay towards attorney fees as follows:

\$ \_\_\_\_\_ per  week  month up to a total of \$ \_\_\_\_\_, starting \_\_\_\_\_.

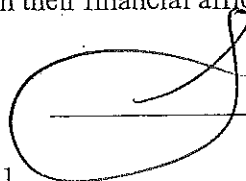
Until this obligation is paid in full, Defendant/Respondent is ordered to notify the court Clerk's Office of any change of address, even if the case is otherwise complete. Failure to comply with this order to make payment may result (1) in the loss of your eligibility to be represented by assigned counsel, and (2) the suspension of your driver's license or other licenses you hold.

Any first-party bail may be applied to offset counsel fees.

Any State of Maine income tax refund is subject to garnishment to offset past due counsel fees.

The defendant/respondent is ordered to update their financial affidavit within 5 business days of any change of financial circumstances, including but not limited to, any change of employment status. This Order may be vacated if defendant fails to follow this Order, or if the Court determines that the information provided by defendant/respondent on their financial affidavit is inaccurate.

Date: 6-28-23

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

STATE OF MAINE

- Unified Criminal Docket
- Superior Court
- District Court

County: Aroostook  
 Location: Mad  
 Docket No: Aroost- CR-22-20116

STATE OF MAINE/\_\_\_\_\_

ORDER ON MOTION FOR COURT APPOINTED COUNSEL

v.  
Angeline Dube Peterson  
 Defendant/Respondent

Defendant/Respondent is charged with a  Class A  Class B  Class C  Class D  Class E  
 JV offense  Probation Violation  Post-Conviction Review  Child Protection Petition

Based upon the information provided by the attorney for the State, Motion for Assignment of Counsel is DENIED because there is NO RISK OF JAIL on this Class D or Class E charge.

Based upon the information contained in defendant/respondent's financial affidavit, the Motion for Assignment of Counsel is DENIED because the Defendant is not indigent.

Based upon the information contained in defendant/respondent's financial affidavit, Motion for Assignment of Counsel is GRANTED. Attorney \_\_\_\_\_ is appointed to represent defendant.

Based upon the information contained in defendant/respondent's financial affidavit, Motion for Assignment of Counsel is GRANTED. Attorney \_\_\_\_\_ is appointed to represent defendant. Defendant/respondent is found to be partially indigent, and is hereby ordered to pay towards attorney fees as follows:  
 \$ \_\_\_\_\_ per  week  month up to a total of \$ \_\_\_\_\_, starting \_\_\_\_\_.

Until this obligation is paid in full, Defendant/Respondent is ordered to notify the court Clerk's Office of any change of address, even if the case is otherwise complete. Failure to comply with this order to make payment may result (1) in the loss of your eligibility to be represented by assigned counsel, and (2) the suspension of your driver's license or other licenses you hold.

Any first-party bail may be applied to offset counsel fees.

Any State of Maine income tax refund is subject to garnishment to offset past due counsel fees.

The defendant/respondent is ordered to update their financial affidavit within 5 business days of any change of financial circumstances, including but not limited to, any change of employment status. This Order may be vacated if defendant fails to follow this Order, or if the Court determines that the information provided by defendant/respondent on their financial affidavit is inaccurate.

Date: 7/12/2023

[Signature]  
 Judge/Justice

MAINE JUDICIAL BRANCH

COMMITMENT ORDER with CONDITIONS OF RELEASE  CONDITIONS OF RELEASE

UNIFIED CRIMINAL DOCKET located at AROOSTOOK

Docket No. AROCD-CR-2023-20234

STATE OF MAINE v. ANGELINA M DUBE PETERSON

- OFFENSE(S): AGGRAVATED TRAFFICKING OF SCHEDULED DRUGS CHARGE: 1  
 SEQUENCE NUMBER: 13783 Title: 17-A / 1105-A / 1 / M CLASS: A ATN/CTN: 484761B001  
 OFFENSE DTE (mm/dd/yyyy): 06/27/2023 LOCATION OF OFF: MADAWASKA AGENCY: MDA
- OFFENSE(S): AGGRAVATED TRAFFICKING OF SCHEDULED DRUGS CHARGE: 2  
 SEQUENCE NUMBER: 8555 Title: 17-A / 1105-A / 1 / B / 1 CLASS: A ATN/CTN: 484761B002  
 OFFENSE DTE (mm/dd/yyyy): 06/27/2023 LOCATION OF OFF: MADAWASKA AGENCY: MDA
- OFFENSE(S): AGGRAVATED TRAFFICKING OF SCHEDULED DRUGS CHARGE: 3  
 SEQUENCE NUMBER: 8555 Title: 17-A / 1105-A / 1 / B / 1 CLASS: A ATN/CTN: 484761B003  
 OFFENSE DTE (mm/dd/yyyy): 06/27/2023 LOCATION OF OFF: MADAWASKA AGENCY: MDA

Defendant shall be held at the  Aroostook County Jail  Department of Corrections

without bail  as indicated on attached Bail Bond form  until bail is posted as follows:

PERSONAL RECOGNIZANCE.

UNSECURED. Defendant is not required to post any security to be released, but if defendant fails to appear as the Bail Bond requires defendant shall owe the State of Maine \$ \_\_\_\_\_

SECURED. Defendant shall be released from custody only after the following security is posted.

Cash in the amount of \$ 3,000.00 or  No Third Party Bail Allowed

Real estate (or \_\_\_\_\_) with a net value (total value less encumbrances) of \$ \_\_\_\_\_

Bail Lien.  Within 1 working day after today.  Before defendant may be released, a lien on the real estate described must be recorded in the Registry of Deeds in the county where the real estate is located, and proof of such recording must be filed with the court listed above. (Note: The Registry of Deeds and the clerk's office are different offices and may be in different counties.)

SUPERVISED RELEASE: Check One Box Only  AND  OR in the alternative, defendant is released to the custody of a supervised bail contract pursuant to terms and conditions provided in the contract. The contract must be signed by the Defendant, the Court, and the supervising agency.

CONCURRENT. This bail is concurrent to the bail previously set/posted in (list court and docket number): \_\_\_\_\_

**Additional conditions to which the defendant agrees to obey, if checked. The defendant will not:**

use  possess OR  excessively use or possess  alcohol; and

use  possess OR  excessively use or possess  marijuana or marijuana products; and

use or possess  any illegal drugs or their derivatives; and  use or possess  any dangerous weapons or  firearms.

In order to determine if s/he has violated any prohibitions of this bond regarding alcohol, illegal drugs or their derivatives, marijuana or marijuana products, she/he will submit to searches of her/his person, vehicle, and residence and, if applicable, to chemical tests upon articulable suspicion.

As a condition of her/his participation in a specialty court docket, or as a condition of her/his deferred disposition, she/he will submit to random searches of her/his person, vehicle, and residence and, if applicable, to chemical tests for possession or use of alcohol, illegal drugs or their derivatives, or marijuana or marijuana products.

**ADA Notice:** The Maine Judicial Branch complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation contact the Court Access Coordinator, [accessibility@courts.maine.gov](mailto:accessibility@courts.maine.gov), or a court clerk.

**Language Services:** For language assistance and interpreters, contact a court clerk or [interpreters@courts.maine.gov](mailto:interpreters@courts.maine.gov).



In order to determine if s/he has violated any prohibitions of this bond regarding firearms or dangerous weapons, s/he will submit to searches of her/his person, vehicle, and residence  at any time without articulable suspicion or probable cause.  upon articulable suspicion.

have no direct or indirect contact with (name and DOB (mm/dd/yyyy)) Megan Tardiff \_\_\_\_\_  
except as is necessary

- for counseling;  to pay child support;  for child contact;  for court appearances;  by telephone ( from \_\_\_\_\_  
 am  pm to \_\_\_\_\_  am  pm);  by text;  by email;  \_\_\_\_\_
- and not enter any  residence  place of employment  place of education of any such person(s);
- except for a single time, while accompanied by a police officer, for the purpose of retrieving defendant's personal effects.

- maintain or actively seek employment;  maintain or commence an education program.
- participate in regular substance abuse counseling and provide proof of such counseling upon request.
- undergo  medical  mental health  evaluation  counseling/treatment & provide proof of such counseling/treatment upon request.
- complete certified Domestic Violence Intervention Program  undergo other counseling/treatment \_\_\_\_\_  
\_\_\_\_\_ and provide proof of such counseling/treatment upon request.
- abide by the following restrictions on personal associations, place of abode, or travel: \_\_\_\_\_  
\_\_\_\_\_

report  daily  weekly  \_\_\_\_\_,  in person  by phone, to  probation officer  \_\_\_\_\_  
 comply with the following curfew: \_\_\_\_\_

- participate in  outpatient  voluntary inpatient treatment; at or with \_\_\_\_\_
- take medications as prescribed.  participate in an electronic monitoring program.
- not operate any motor vehicle under any circumstances  unless lawfully licensed to do so.

must sign & abide by court approved ACCCP Contract w/ GPS monitor

If the defendant makes bail, the defendant is required to appear at the Unified Criminal Court on: (mm/dd/yyyy) 10-4-23  
at 830  am  pm and on any other date and time and at the court the justice, judge or clerk tells me to appear. MADDC

(This Conditions of Release form must be attached to defendant's Bail Bond).

6-28-23  
Date (mm/dd/yyyy)

X [Signature]  
 Justice  Judge  Clerk  Bail Commissioner

Printed Name of Bail Commissioner

**ADA Notice:** The Maine Judicial Branch complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation contact the Court Access Coordinator, [accessibility@courts.maine.gov](mailto:accessibility@courts.maine.gov), or a court clerk.  
**Language Services:** For language assistance and interpreters, contact a court clerk or [interpreters@courts.maine.gov](mailto:interpreters@courts.maine.gov).

The Conditions of Release remain in effect. The defendant is required to appear on (mm/dd/yyyy):

\_\_\_\_\_ at \_\_\_\_\_  am  pm at \_\_\_\_\_ Unified Criminal Court.

Date (mm/dd/yyyy): \_\_\_\_\_ X \_\_\_\_\_  
 Judge  Justice

The Conditions of Release remain in effect. The defendant is required to appear on (mm/dd/yyyy):

\_\_\_\_\_ at \_\_\_\_\_  am  pm at \_\_\_\_\_ Unified Criminal Court.

Date (mm/dd/yyyy): \_\_\_\_\_ X \_\_\_\_\_  
 Judge  Justice

The Conditions of Release remain in effect. The defendant is required to appear on (mm/dd/yyyy):

\_\_\_\_\_ at \_\_\_\_\_  am  pm at \_\_\_\_\_ Unified Criminal Court.

Date (mm/dd/yyyy): \_\_\_\_\_ X \_\_\_\_\_  
 Judge  Justice

The Conditions of Release remain in effect. The defendant is required to appear on (mm/dd/yyyy):

\_\_\_\_\_ at \_\_\_\_\_  am  pm at \_\_\_\_\_ Unified Criminal Court.

Date (mm/dd/yyyy): \_\_\_\_\_ X \_\_\_\_\_  
 Judge  Justice

The Conditions of Release remain in effect. The defendant is required to appear on (mm/dd/yyyy):

\_\_\_\_\_ at \_\_\_\_\_  am  pm at \_\_\_\_\_ Unified Criminal Court.

Date (mm/dd/yyyy): \_\_\_\_\_ X \_\_\_\_\_  
 Judge  Justice

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**Language Services:** For language assistance and interpreters, contact a court clerk or [interpreters@courts.maine.gov](mailto:interpreters@courts.maine.gov).

<input type="checkbox"/> OFFENSE(S): AGGRAVATED FURNISHING OF SCHEDULED DRUGS	CHARGE: 4
SEQUENCE NUMBER: 11557 Title: 17-A / 1105-C / 1 / B / 1 CLASS: B	ATN/CTN: 484761B004
OFFENSE DTE (mm/dd/yyyy): 06/27/2023 LOCATION OF OFF: MADAWASKA	AGENCY: MDA
<input type="checkbox"/> OFFENSE(S): AGGRAVATED FURNISHING OF SCHEDULED DRUGS	CHARGE: 5
SEQUENCE NUMBER: 11557 Title: 17-A / 1105-C / 1 / B / 1 CLASS: B	ATN/CTN: 484761B005
OFFENSE DTE (mm/dd/yyyy): 06/27/2023 LOCATION OF OFF: MADAWASKA	AGENCY: MDA
<input type="checkbox"/> OFFENSE(S): UNLAWFUL POSSESSION OF FENTANYL POWDER	CHARGE: 6
SEQUENCE NUMBER: 13381 Title: 17-A / 1107-A / 1 / B / 8 CLASS: C	ATN/CTN: 484761B006
OFFENSE DTE (mm/dd/yyyy): 06/27/2023 LOCATION OF OFF: MADAWASKA	AGENCY: MDA
<input type="checkbox"/> OFFENSE(S): UNLAWFUL POSSESSION OF SCHEDULED DRUG	CHARGE: 7
SEQUENCE NUMBER: 13150 Title: 17-A / 1107-A / 1 / A / 3 CLASS: B	ATN/CTN: 484761B007
OFFENSE DTE (mm/dd/yyyy): 06/27/2023 LOCATION OF OFF: MADAWASKA	AGENCY: MDA

**ADA Notice:** The Maine Judicial Branch complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation contact the Court Access Coordinator, [accessibility@courts.maine.gov](mailto:accessibility@courts.maine.gov), or a court clerk.

**Language Services:** For language assistance and interpreters, contact a court clerk or [interpreters@courts.maine.gov](mailto:interpreters@courts.maine.gov).

MAINE JUDICIAL BRANCH

COMMITMENT ORDER with CONDITIONS OF RELEASE  CONDITIONS OF RELEASE

UNIFIED CRIMINAL DOCKET located at AROOSTOOK

Docket No. AROCD-CR-2022-20116

STATE OF MAINE v. ANGELINA M DUBEPETERSON

*Probation Revocation*

OFFENSE(S): VIOLATING CONDITION OF RELEASE

CHARGE: 1

SEQUENCE NUMBER: 9633 Title: 15 / 1092 / 1 / B

CLASS: C

ATN/CTN: 432428B001

OFFENSE DTE (mm/dd/yyyy): 03/16/2022

LOCATION OF OFF: MADAWASKA

AGENCY: MDA

Defendant shall be held at the  Aroostook County Jail  Department of Corrections

without bail  as indicated on attached Bail Bond form  until bail is posted as follows:

PERSONAL RECOGNIZANCE.

UNSECURED. Defendant is not required to post any security to be released, but if defendant fails to appear as the Bail Bond requires defendant shall owe the State of Maine \$ \_\_\_\_\_

SECURED. Defendant shall be released from custody only after the following security is posted.

Cash in the amount of \$ \_\_\_\_\_ or  No Third Party Bail Allowed

Real estate (or \_\_\_\_\_) with a net value (total value less encumbrances) of \$ \_\_\_\_\_.

Bail Lien.  Within 1 working day after today.  Before defendant may be released, a lien on the real estate described must be recorded in the Registry of Deeds in the county where the real estate is located, and proof of such recording must be filed with the court listed above. (Note: The Registry of Deeds and the clerk's office are different offices and may be in different counties.)

SUPERVISED RELEASE: Check One Box Only  AND  OR in the alternative, defendant is released to the custody of a supervised bail contract pursuant to terms and conditions provided in the contract. The contract must be signed by the Defendant, the Court, and the supervising agency.

CONCURRENT. This bail is concurrent to the bail previously set/posted in (list court and docket number): \_\_\_\_\_

**Additional conditions to which the defendant agrees to obey, if checked. The defendant will not:**

use  possess **OR**  excessively use or possess  alcohol; and

use  possess **OR**  excessively use or possess  marijuana or marijuana products; and

use or possess  any illegal drugs or their derivatives; and  use or possess  any dangerous weapons or  firearms.

In order to determine if s/he has violated any prohibitions of this bond regarding alcohol, illegal drugs or their derivatives, marijuana or marijuana products, she/he will submit to searches of her/his person, vehicle, and residence and, if applicable, to chemical tests upon articulable suspicion.

As a condition of her/his participation in a specialty court docket, or as a condition of her/his deferred disposition, she/he will submit to random searches of her/his person, vehicle, and residence and, if applicable, to chemical tests for possession or use of alcohol, illegal drugs or their derivatives, or marijuana or marijuana products.

In order to determine if s/he has violated any prohibitions of this bond regarding firearms or dangerous weapons, s/he will submit to searches of her/his person, vehicle, and residence  at any time without articulable suspicion or probable cause.  upon articulable suspicion.

have no direct or indirect contact with (name and DOB (mm/dd/yyyy)) \_\_\_\_\_

\_\_\_\_\_ except as is necessary

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**Language Services:** For language assistance and interpreters, contact a court clerk or [interpreters@courts.maine.gov](mailto:interpreters@courts.maine.gov).

- for counseling;  to pay child support;  for child contact;  for court appearances;  by telephone ( from \_\_\_\_\_  
 am  pm to \_\_\_\_\_  am  pm);  by text;  by email;  \_\_\_\_\_
- and not enter any  residence  place of employment  place of education of any such person(s);
- except for a single time, while accompanied by a police officer, for the purpose of retrieving defendant's personal effects.
- maintain or actively seek employment;  maintain or commence an education program.
- participate in regular substance abuse counseling and provide proof of such counseling upon request.
- undergo  medical  mental health  evaluation  counseling/treatment & provide proof of such counseling/treatment upon request.
- complete certified Domestic Violence Intervention Program  undergo other counseling/treatment \_\_\_\_\_  
 \_\_\_\_\_ and provide proof of such counseling/treatment upon request.
- abide by the following restrictions on personal associations, place of abode, or travel: \_\_\_\_\_  
 \_\_\_\_\_
- report  daily  weekly  \_\_\_\_\_,  in person  by phone, to  probation officer  \_\_\_\_\_
- comply with the following curfew: \_\_\_\_\_  
 \_\_\_\_\_
- participate in  outpatient  voluntary inpatient treatment; at or with \_\_\_\_\_
- take medications as prescribed.  participate in an electronic monitoring program.
- not operate any motor vehicle under any circumstances  unless lawfully licensed to do so.
- Bail may be reviewed when counsel appears

If the defendant makes bail, the defendant is required to appear at the Unified Criminal Court on: (mm/dd/yyyy) 08/09/2023 Maine  
 at 1:00  am  pm and on any other date and time and at the court the justice, judge or clerk tells me to appear.

(This Conditions of Release form must be attached to defendant's Bail Bond).

7/10/23  
 Date (mm/dd/yyyy)

x   
 Justice  Judge  Clerk  Bail Commissioner

Printed Name of Bail Commissioner

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**Language Services:** For language assistance and interpreters, contact a court clerk or [interpreters@courts.maine.gov](mailto:interpreters@courts.maine.gov).

The Conditions of Release remain in effect. The defendant is required to appear on (mm/dd/yyyy):

\_\_\_\_\_ at \_\_\_\_\_  am  pm at \_\_\_\_\_ Unified Criminal Court.

Date (mm/dd/yyyy): \_\_\_\_\_ X \_\_\_\_\_  
 Judge  Justice

The Conditions of Release remain in effect. The defendant is required to appear on (mm/dd/yyyy):

\_\_\_\_\_ at \_\_\_\_\_  am  pm at \_\_\_\_\_ Unified Criminal Court.

Date (mm/dd/yyyy): \_\_\_\_\_ X \_\_\_\_\_  
 Judge  Justice

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**ADA Notice:** The Maine Judicial Branch complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation contact the Court Access Coordinator, [accessibility@courts.maine.gov](mailto:accessibility@courts.maine.gov) or a court clerk.

**Language Services:** For language assistance and interpreters, contact a court clerk or [interpreters@courts.maine.gov](mailto:interpreters@courts.maine.gov).

**From:** RJR rjr@mainecriminaldefense.com  
**Subject:** Re: Client's without counsel  
**Date:** September 19, 2023 at 12:38 PM  
**To:** Rory McNamara mcnamara.rory@gmail.com



On Sep 15, 2023, at 3:18 PM, Bell, Claire <Claire.Bell@courts.maine.gov> wrote:

Hello Atty Ruffner,

Thank you for contacting the Maine Judicial Branch with your data request. Unfortunately, this is not data we currently compile and we currently lack the ability, at this time, to track some of the important nuanced data points necessary for your request. In addition, as you stated, variances in court procedures also adds further complications to querying a cogent dataset. As such, your request is denied, per AO JB-05-20 [A. 4-21] Part III, paragraph A, section 6, which states *"requests for data or information that would require administrative or technical staff to perform substantial new research, program new reports, evaluate data, or respond to standing requests must be declined, unless the Chief Judge or Justice has preauthorized a response."*

I apologize for the delay in responding. The Judicial Branch switched to a new email program this week and my response got stuck in drafts during the transition.

Please let me know if you have any questions.

Thank you,  
Claire

On Sun, Sep 3, 2023 at 10:37 AM RJR <rjr@mainecriminaldefense.com> wrote:

Dan/Claire:

Last year, Dan, you were able to pull some data for me (see attachment below) before Anne Jordan left.

Amanda Doherty has informed me that such requests are not part of her position and pointed me in your direction.

I'm trying to determine the number of (the universe of if you will) pending adult criminal cases for which counsel has not yet been assigned or entered an appearance.

In the universe of cases I would be looking to further refine whether a

In that universe of cases if we could know if there was entries such as:

- "Motion for Appointment of CNSL filed by Defendant"
- "Motion for Appointment of CNSL Granted" or Denied and the reason (if in the data)
- "Order appointing counsel Entered"

Or words to similar effect

Additionally, because of variances in court procedures

-

"OTHER CASE NOTE ENTERED...  
NO FINANCIAL SCREENER"

(Screen shots of those examples in docket records are attached)

(In a perfect world the data would include all cases  
- where the defendant was told there was a Risk of Jail, or are felonies.  
- where the defendant did not tell the court they would represent themselves, hire an attorney or were found to be NOT indigent.

However, I don't think much, if any, of that information is in the data.)

I suspect that if you are able to assist me you would have lots of questions as to what I am looking for in order to create a query.

I am hoping that refining this search could also be useful to the Court. At least the Court may be interested in some sort of query which shows which pending cases qualified for assigned counsel but that counsel has not yet been assigned.

Thank you,

Robert J. Ruffner, Esq.  
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Suite 1D  
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(207) 221-5736  
(866) 324-0606 (fax)  
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[www.mainecriminaldefense.com](http://www.mainecriminaldefense.com)

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