

The court recognizes that Mr. Stride is diagnosed with a mental illness requiring medication. Whether that illness can be managed with medications or dosages that would allow him to lawfully drive is not before the court. The sole issue is whether there was adequate record evidence presented to the Hearing Officer to support the conclusion that on that particular evening he was under the influence and impaired by his medication. The court concludes there was such adequate evidence presented.

Accordingly the Appeal is denied . The clerk may incorporate by reference.

Dated: July , 2012

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/s/ John H. O'Neil
JUSTICE, MAINE SUPERIOR COURT

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