

# MAINE STATE LEGISLATURE

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June 11, 1953

To Lt. John de Winter, Maine State Police  
Re: Notices to Appear

We have your memo of June 5, 1953, relative to "Notices to Appear" and the phrase "Prima Facie Speed" in the line: "Alleged Speed: . . . m.p.h. Prima Facie Speed: . . . m. p.h." contained in that notice.

You state that the Judge of the Biddeford Municipal Court contends that the notice should have printed thereon: "Prima Facie Lawful Speed" instead of simply "Prima Facie Speed".

We do not think that such omission of the word "lawful" should in any way make the notice to appear defective. However, it is our opinion that, if this omission is questioned by several judges of our municipal courts, then the word "lawful" should be inserted when new forms of notice to appear are printed.

James Glynn Frost  
Deputy Attorney General

jgf/c