

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

U.S. DISTRICT COURT
PORTLAND, MAINE
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BY _____
DEPUTY CLERK

**ORDER FIXING PENALTIES FOR MINOR
OFFENSES AT ACADIA NATIONAL PARK**

The Court Order of March 15, 2005, which dealt with Violation Notices issued in connection with violations of Title 36 of the Code of Federal Regulations at Acadia National Park, had attached to it a Schedule of Minor Offenses and the Amounts of Penalties Fixed therefor. That Schedule of Amounts of Penalties is hereby vacated and is superseded by the Schedule of Amounts of Penalties affixed to this Order.

It appearing that numerous violations of Title 36 of the Code of Federal Regulations do occur in Acadia National Park, which is within the jurisdiction of this Court, said violations generally being the minor offenses appearing on the attached Schedule, and it further appearing that it would be for the benefit and convenience of all concerned that a plan be established whereby persons committing minor offenses in Acadia National Park may dispose of said cases by payment of a fixed penalty, without the necessity of appearing before a United States Magistrate at Bangor or Portland, Maine it is:

ORDERED, as follows:

1. That any Park Ranger or other Official duly authorized to make arrests or issue violation notices in Acadia national Park for minor offenses appearing on the attached Schedule, may issue a Violation Notice in the form provided by law.
2. When such Violation Notices are issued, the CVB copy and the DMV copy, along with Form 10-49, Violation Notice Transmittal, shall be forwarded within a reasonable time to the Central Violations Bureau, Clerk's Office, U.S. District Court, P.O. Box 780549, San Antonio, TX 78278-0549.

3. In the event of the commission of a minor offense appearing on the attached Schedule, whenever it is the opinion of the Park Ranger or other Official that the offense was of an aggravated nature, he may in his judgement, in lieu of issuing a Violation Notice, bring the offender before the nearest United States Magistrate, or order the offender to appear before such Magistrate at a specified place and time.

4. All penalties remitted by offenders in accordance with this plan shall be sent to the Central Violations Bureau, at P.O. Box 740026, Atlanta, GA 30374-0026, and the offender will be furnished a copy of the Violation Notice in the form of an envelope, which may be used for mailing in said payment. However, if any such penalties are inadvertently mailed to Acadia national Park, they should be forwarded forthwith to the Central Violations Bureau.

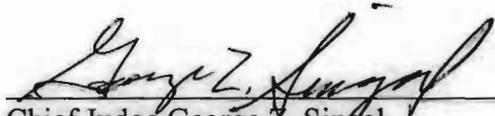
5. All monies collected by the Central Violations Bureau under the provisions of this Plan shall be deposited into the Treasury of the United States by the Clerk of this Court, in the manner prescribed by law.

6. It should be made clear to all offenders that they are entitled to a hearing before a United States Magistrate.

7. This Order shall continue in effect pending further Order of this Court.

Date:

2/25/08


Chief Judge George Z. Singal
United States District Court

**Selections from
36 Code of Federal Regulations
Acadia National Park
2005 Collateral Schedule (Approved 3/11/05)**

Code	Violation	Violation Code	Collateral Amount
Part 1: General Provisions			
1.5 (f)	Violating a closure, etc.	33-10-00	\$75
1.6(g)(1)	Engaging in activity w/o a permit	54-10-00	\$150
1.6 (g)(2)	Violation of the terms and conditions of a permit	54-10-00	\$100
Part 2: Resource Protection, Public Use, and Recreation			
2.1 Preservation of Natural, Cultural, and Archeological Resources			
2.1(a)(1)	Possessing, destroying, injuring, defacing, removing, digging, or disturbing the following:		
2.1(a)(1)(i)	Wildlife, fish, or parts except as allowed	53-49-00	\$100
2.1(a)(1)(ii)	Plants or parts (except fruit, berries) -- picking flowers -- digging up plants -- commercial harvesting	53-59-00	\$50 \$100 M/A
2.1(a)(1)(iii)	Cultural, archeological, or Paleontological specimens -- archeological -- cultural -- paleontological	53-10-00 53-20-00 53-61-00	M/A
2.1(a)(1)(iv)	Possession or destruction of mineral or cave resources	53-30-00	\$150
2.1(a)(2)	Introducing wildlife, fish, plants into park	53-49-00	\$150
2.1(a)(3)	Rolling or throwing rocks down mountains or hills	53-30-00	\$50
2.1(a)(4)	Using or possessing unauthorized wood	53-59-00	\$50
2.1(a)(5)	Entering or climbing on a cultural or archeological resource monument or statue --archeological -- cultural -- paleontological	53-10-00 53-20-00 53-61-00	\$100

2.1(a)(6)	Possessing, defacing, disturbing, removing a structure, furnishings or fixtures, or other cultural or archeological resources --archeological -- cultural -- paleontological	53-10-00 53-20-00 53-61-00	M/A
2.1(a)(7)	Possessing/using of a mineral or metal detector	53-00-00	\$50
2.1(b)	Leaving a trail or shortcutting, when such activity has been restricted by superintendent	53-99-00	\$40
2.1(c)(3)	Gathering or collecting the following is prohibited:		
(i)	Gathering or possessing non-edible natural products	53-59-00	\$50
(ii)	Gathering or possessing natural products in violation of size or quantity limits	53-59-00	\$100
(iii)	Removing natural products not authorized for personal use from park	53-59-00	\$100
(v)	Sale or commercial use of natural products gathered in the park	53-59-00	M/A
2.2 Wildlife Protection			
2.2(a)(1)	Unauthorized taking of wildlife	77-20-00	\$500
2.2(a)(2)	Feeding, disturbing, molesting wildlife	77-00-00	\$50
2.2(a)(3)	Possessing unlawfully taken wildlife	77-30-00	\$500
2.2(b)(4)	STATE LAW ADOPTED (Non-Conflicting State hunting laws adopted) or State Fine		\$100
2.2(d)	Unauthorized transportation of lawfully taken wildlife through park	77-99-00	\$100
2.2(e)	Use artificial light to view wildlife, except as permitted --no weapon in vehicle -- weapon in vehicle --loaded weapon in vehicle	77-40-00	\$75 \$200 M/A
2.3 Fishing			
2.3(a)	Fishing in violation of state law -- violating creel/size limits	44-99-00	\$50 \$25 for each additional fish
2.3(d)(1)	Fishing with other than hook & line	44-99-00	\$50
2.3(d)(2)	Possessing or using unauthorized bait	44-99-00	\$75
2.3(d)(3)	Chumming	44-99-00	\$50
2.3(d)(4)	Commercial fishing, unless authorized	44-99-00	M/A

2.3(d)(5)	Fish w/drugs, poisons, explosives, electric	44-99-00	M/A
2.3(d)(6)	Digging for bait (excluding Thompson Island intertidal zone)	44-99-00	\$50
2.3(d)(7)	Size and Species restrictions/possession limits	44-99-00	\$50/fish
2.3(d)(8)	Fishing in prohibited locations	44-99-00	\$50
2.4 Weapons, Traps, Nets			
2.4(a)(i)	Possessing a weapon, trap, or net except as authorized -- possessing -- concealed	22-99-00 22-00-00	\$150
2.4(a)(1)(ii)	Carrying a weapon, trap or net, except as authorized -- carrying -- concealed	22-99-00 22-00-00	\$150
2.4(a)(1)(iii)	Using a weapon, trap or net -- possession -- using -- discharge	22-99-00 22-10-00 22-10-00	\$250
2.4(b)	Carrying/possessing a loaded weapon in a motorized conveyance (motor vehicle, vessel, or other mode of transportation)	22-99-00	\$200
2.4(c)	Use of a weapon, trap, or net in a manner that endangers persons/property	22-10-00	M/A
2.4(d)	Violating a permit to carry weapon , trap, or net	22-99-00	\$100
2.4(f)	Carrying or possessing a weapon, trap, or net in violation of Federal or State laws	22-99-00	\$100
2.5 Research Specimens			
2.5(a)	Collecting research specimens without permit	57-00-00	\$250
2.5(b)	Violating the terms of collecting permit	57-00-00	\$150
2.10 Camping and Food Storage			
2.10(b)(1)	Digging or leveling ground at a campsite	37-00-00	\$50
2.10(b)(2)	Leaving equipment or refuse after departing site	37-00-00	\$50
2.10(b)(3)	Camping within 25' of main road/water hydrant except in a designated area	37-00-00	\$50
2.10(b)(4)	Unreasonable noise between 10pm and 6am	37-00-00	\$50
2.10(b)(5)	Installing permanent camping facilities	37-00-00	\$150
2.10(b)(6)	Displaying wildlife carcass (Except when taken during legal hunting in park)	37-00-00	\$40
2.10(b)(7)	Unauthorized connection to utility system	37-00-00	\$50
2.10(b)(8)	Failure to obtain required camping permit	37-00-00	\$50/day

2.10(b)(9)	Violating camping conditions established by Superintendent (exceeding length of stay)	37-00-00	\$100
2.10(b)(10)	Camping outside designated sites or areas	37-00-00	\$50
2.10(c)	Violating terms of camping permit	37-00-00	\$50
2.10(d)	Violating Superintendent's directive on food storage	37-00-00	\$50
2.11 Picnicking			
2.11	Picnicking in violation of established conditions	52-00-00	\$40
2.12 Audio Disturbances			
2.12(a)(1) (ii)	Unreasonable noise from audio device or motorized equipment	26-30-00	\$50
2.12(a)(2)	Operating a power saw without a permit in developed area	26-30-00	\$50
2.12(a)(3)	Operating a portable motor, engine without a permit in non-developed areas	26-30-00	\$50
2.12(a)(4)	Operating a public address system without permit	26-30-00	\$100
2.12(b)	Violating terms of permit for audio / mechanical device	26-30-00	\$50
2.13 Fires			
2.13(a)(1)	Lighting or maintaining a fire in a non-designated area	42-00-00	\$50
2.13(a)(2)	Using a stove or lantern in violation of restrictions	42-00-00	\$50
2.13(a)(3)	Damaging or hazardous use of fire	42-00-00	\$100
2.13(a)(4)	Leaving a fire unattended	42-00-00	\$50
2.13(a)(5)	Improper disposal of lighted / smouldering material	42-00-00	\$50
2.13(b)	Failure to extinguish fire properly	42-00-00	\$50
2.13(c)	Fire during closed danger period (applies to open fires only)	42-00-00	\$100
2.14 Sanitation and Refuse			
2.14(a)(1)	Littering -- small amount (bag lunch, bottle, emptying ashtray) -- large amount (trash bag)	59-00-00	\$50 \$150
2.14(a)(2)	Unauthorized use of disposal receptacles	59-00-00	\$100
2.14(a)(3)	Disposing refuse in plumbing or vault toilet	59-00-00	\$100
2.14(a)(4)	Improper draining of refuse from vehicle / trailer	59-00-00	\$100
2.14(a)(5)	Bathing or washing items at public water outlets	59-00-00	\$50
2.14(a)(6)	Polluting, contaminating park waters, water courses	59-00-00	\$100
2.14(a)(7)	Improper disposal of fish remains	59-00-00	\$50

2.14(a)(8)	Improper disposal of human body waste in a developed area	59-00-00	\$75
2.14(a)(9)	Improper disposal of human waste in non-developed area: within 100' of water, or campsite, or within sight of trail.	59-00-00	\$75
2.15 Pets			
2.15(a)(1)	Possessing pet in closed area (building, public transportation vehicle)	40-00-00	\$50
2.15(a)(2)	Failure to physically restrain pet at all times (6' leash) Second Offense Third Offense	40-00-00	\$50 \$100 M/A
2.15(a)(3)	Unattended pet left tied to object	40-00-00	\$50
2.15(a)(4)	Pet making unreasonable noise	40-00-00	\$50
2.15(a)(5)	Violation of pet excrement disposal established by the superintendent	40-00-00	\$50
2.15(e)	Violation of conditions of pet policy by residents	40-00-00	\$50
2.16 Horses and Pack Animals			
2.16(a)	Use of animal other than horse, burro, mule, llama, or alpaca for pack animal	48-00-00	\$50
2.16(b)	Use of horse, pack animal outside of a designated area.	48-00-00	\$50
2.16(c)	Use of a horse or pack animal on park roads open to motor vehicles	48-00-00	\$50
2.16(d)	Free-trailing, loose herding animals on trails	48-00-00	\$50
2.16(e)	Failing to walk horse near pedestrians/ bicyclists	48-00-00	\$50
2.16(f)	Obstructing a trail or frightening horses or pack animals while passing	48-00-00	\$50
2.16(g)	Violating superintendent's conditions for use of horses or pack animals	48-00-00	\$50
2.17 Aircraft and Air Delivery			
2.17(a)(1)	Operating aircraft in non-designated area	35-00-00	\$100
2.17(a)(3)	Delivering/retrieving of person(s) or objects except in emergency	35-00-00	M/A
2.17(c)(2)	Failure to remove downed aircraft under permit	35-00-00	M/A
2.17(d)	Use of aircraft not in accordance with FAA regulations	35-00-00	\$100
2.17(e)	Operating a hovercraft	35-00-00	\$100
2.17(f)	Violating terms of permit for aircraft use	35-00-00	\$100

2.18 Snowmobiles			
2.18(b)	Violating state laws on snowmobiles, state law assimilated	61-01-00	\$50
2.18(c)	Operating snowmobiles outside of designated routes (violation of 7.56 restrictions)	61-01-00	\$100
2.18(d)(1)	Excessive noise from snowmobile	61-01-00	\$50
2.18(d)(2)	Operating a snowmobile without headlights and/or taillights	61-01-00	\$50
2.18(d)(3)	Operating a snowmobile without good working brakes	61-01-00	\$50
2.18(d)(4)	Racing or operating a snowmobile in excess of 35 mph	61-01-00	\$75
2.18(e)(1)	Operating a snowmobile under 16 without line-of-sight supervision by a person at least 21 years old	61-01-00	\$75
2.18(e)(2)	Operating a snowmobile under 12 without a person at least 21 on the same machine	61-01-00	\$75
2.19 Winter Activities			
2.19(a)	Winter sports prohibited on park roads open to motor vehicles	61-09-00	\$50
2.19(b)	Towing a person on skis or sled	61-09-00	\$50
2.19(c)	Failure to obey posted regulations	61-09-00	\$50
2.20 Skating, Skate Boards, & Similar Devices			
2.20	Skating/rollerblading/skateboarding in a prohibited area	61-99-00	\$40
2.21 Smoking			
2.21(a)	Smoking in non-designated areas	60-00-00	\$40
2.22 Property			
2.22(a)(1)	Abandoning property	34-00-00	\$100
2.22(a)(2)	Leaving property unattended for longer than 24 hours	34-00-00	\$50
2.22(a)(3)	Failing to turn in found property to park within a reasonable time frame	45-00-00	\$50
2.23 Recreation Fees			
2.23(b)	Failure to pay entrance fee / user fee		\$50/day
	-- campgrounds	37-00-00	
	-- entrance and other	14-97-00	
2.30 Misappropriation of Property and Services			
2.30(a)(1)	Unlawful possession of anothers property (Larceny)	14-99-00	M/A

2.30(a)(2)	Failure to make payment for property or services -- property -- services	14-99-00 10-10-00	M/A
2.30(a)(3)	Obtaining property of services by means of fraud/deception improper use of credit card, hot check --fraud, deception -- credit cards -- bad checks	10-10-00 10-00-00 24-00-00	M/A
2.30(a)(4)	Shoplifting and/or price altering	14-20-00	M/A
2.30(a)(5)	Acquiring or possessing stolen property	21-99-00	M/A
2.31 Trespassing, Tampering, and Vandalism			
2.31(a)(1)	Trespassing in closed areas	33-00-00	\$100
	Trespassing on private property	33-20-00	\$100
	Trespassing other	33-99-00	\$100
2.31(a)(2)	Tampering with property	63-00-00	\$150
2.31(a)(3)	Vandalism, destroying, injuring, defacing, or damaging property or real property: Damages under \$100 Damages over \$100-- archeological-- historic structure-- museum property-- natural resources-- government structure/vehicle-- private property	06-01- 0006-02- 0006-03- 0006-10- 00 06-20- 0006-40- 00	\$150M/A
2.32 Interfering With Agency Functions			
2.32(a)(1)	Interfering, threatening, resisting, intimidating, or intentionally interfering with a gov't agent	50-00-00	\$250
2.32(a)(2)	Failure to obey a lawful order	50-00-00	\$150
2.32(a)(3)	Providing false information to the following is prohibited:		
(i)	To person investigating accident or violation	41-00-00	\$150
(ii)	Providing false information on permit application	41-00-00	\$150
2.32(a)(4)	Knowingly giving a false report	41-00-00	\$200
2.33 Report of Injury or Damage			
2.33(b)	Failure to report injury/damage (non-vehicular)	39-00-00	\$100

2.34 Disorderly Conduct			
2.34(a)(1)	Disorderly conduct, fighting/threatening/violent behavior	26-00-00	\$150
2.34(a)(2)	Language/utterance/gesture/obscene act or display -- language, act, display -- indecent exposure	26-10-00 26-20-00	\$150
2.34(a)(3)	Unreasonable noise	26-30-00	\$150
2.34(a)(4)	Creating hazardous or physically offensive conditions	26-99-00	\$150
2.35 Alcoholic Beverages and Controlled Substances			
2.35(a)(2) (i)	Sale/gift of alcohol to person under 21 except as allowed by State law	30-10-00	\$100
2.35(a)(2) (ii)	Possession of alcohol by person under 21 except as allowed by State law	30-00-00	\$100
2.35(a)(3) (iii)	Consumption of alcohol in a closed area	30-99-00	\$50
2.35(b)(1)	Delivery of a controlled substance	07-00-00	\$250
2.35(b)(2)	Possession of a controlled substance, First Offense Second Offense Third Offense Possession of paraphernalia	07-00-00	\$200 \$300 M/A \$100
2.35(c)	Under influence of alcohol/controlled substance to degree that endangers self/others/property/park -- alcohol -- controlled substance	28-00-00 07-00-00	\$200
2.36 Gambling			
2.36(a)	Gambling in any form in park area	11-00-00	\$50
2.37 Noncommerical Soliciting			
2.37	Soliciting gifts, services, money or goods is prohibited	25-00-00	\$50
2.38 Explosives			
2.38(a)	Unauthorized use or possession of explosives	43-99-00	M/A
2.38(b)	Unauthorized use or possession of fireworks/firecrackers	43-00-00	\$50
2.38(c)	Violating terms of permit issued for fireworks -- fireworks -- explosives	43-00-00 43-99-00	\$100
2.50 Special Events			

2.50(e)	Violating the terms/conditions of permit -- special events -- sporting events	56-10-00 61-99-00	\$100
2.51 Public Assemblies/Meetings			
2.51(a)	Failure to obtain permit for public assemblies/meetings	56-00-00	\$150
2.51(h)	Impeding traffic/harassing visitors	56-00-00	\$150
2.52(j)	Violating terms and conditions of a public assembly permit	56-00-00	\$100
2.52 Sale or Distribution of Printed Matter			
2.52(a)	Sale/distribution of printed matter without permit	58-00-00	\$150
2.52(h)	Impeding traffic/harassing visitors	58-00-00	\$150
2.52(j)	Violating terms and conditions of permit for printed matter	58-00-00	\$100
2.60 Livestock Use and Agriculture			
2.60(a)	Unauthorized grazing, herding, pasturing, etc. of livestock	47-00-00	\$100
2.61 Residing on Federal Lands			
2.61(a)	Residing in park areas without permit/lease	33-99-00	M/A
2.61(b)	Violating terms/conditions of permit to reside	33-99-00	\$150
2.62 Memorialization			
2.62(a)	Unauthorized installation of memorial/monument	51-00-00	\$100
2.62(b)	Scattering human ashes without permit	51-00-00	\$50
2.62(c)	Violating established conditions for memorialization	51-00-00	\$50
2.62(d)	Violating terms of permit for memorialization	51-00-00	\$50
Part 3: Boating and Water Use Violations			
3.1 Applicable Regulations			
3.1(a)	Applicable sections of Title 14, U.S.C., Title 33 CFR, Title 46 CFR, Title 49 CFR, (USCG) and non-conflicting State law	36-10-00	\$50
3.2 Use			
3.2(b)	Unauthorized use of NPS identifying markings	36-10-00	\$100
3.4 Accidents			

3.4(b)	Failure to report boating accident	36-00-00	\$100
3.5 Inspections			
3.5(c)	Violating directions to correct hazardous conditions or terminate boating operations	36-20-00	\$50
3.6 Prohibited Operations			
3.6(a)	Operating or allowing another to operate in a reckless or negligent manner, or in a manner likely to endanger person or property	36-99-00	\$100
3.6(b)	Operating under influence of alcohol or controlled substance	36-50-00	M/A
3.6(e)	Operating a vessel not propelled by hand within 500' of swimming beach	36-99-00	\$50
3.6(h)	Launching a boat by trailer at an undesignated site		\$100
3.6(i)	Launching a motorized vessel at an undesignated site		\$100
3.6(k)	Launching or operating an airboat		\$100
3.20 Water Skiing			
3.20(a)	Water Skiing	36-90-00	\$50
3.21 Swimming and Bathing			
3.21(a)(1)	Swimming in a closed area	36-80-00	\$40
3.21(a)(2)	Swimming in violation of restrictions	36-80-00	\$40
3.21(a)(3)	Swimming from vessels which are underway	36-80-00	\$40
3.21(b)	Possession of glass containers on a swim beach	36-99-00	\$40
3.23 Scuba and Snorkeling			
3.23(a)	Scuba/snorkeling in swimming areas	36-60-00	\$40
3.23(b)	Diving in open water without a dive flag	36-60-00	\$40
Part 4: Vehicles and Traffic Safety Violations			
4.2(b)	State law applicable Driving w/o a License (and when not in compliance with restrictions for Juveniles and Condition Q) Driving while Suspended Driving while Revoked Driving while Suspended as a Habitual Offender or from Prior OUI		\$75 \$125 \$125 M/A M/A

4.4 Report of Motor Vehicle Accident			
4.4(b)	Removing vehicle from accident scene prior to reporting	66-10-00	\$100
4.4(c)	Failure to report accident involving injury or property damages	66-10-00	\$100
4.10 Travel on Park Roads and Designated Routes			
4.10(a)	Operating vehicle off established/designated route Parking Off-Road w/o Traffic Control Device	65-00-00	\$100 \$25
4.10(c)(1)	Operate vehicle without pneumatic tires	71-99-00	\$50
4.10(c)(2)	Operate vehicle causing unreasonable damage to road	70-99-00	\$100
4.11 Load, Weight and Size Limits			
4.11(a)	Violating state load, weight, size limits	65-10-00	\$100
4.11(b)(1)	Operating vehicle over load, weight, size limits	65-11-00	\$100
4.11(b)(2)	Failure to obtain permit when required	65-11-00	\$100
4.11(b)(4)	Operating vehicle with side mirrors extending over 10" beyond side while not towing a second vehicle	65-12-00	\$50
4.12 Traffic Control Devices			
4.12(a)	Failure to comply with traffic control device -- parking -- lights -- officer's signal -- road markings -- signs -- other	67-00-00 72-00-00 72-10-00 72-20-00 72-30-00 72-99-00	\$50
4.13 Obstructing Traffic			
4.13(a)	Stopping/parking a vehicle upon roadway that is closed to parking -- parking violations -- impeding traffic	67-00-00 70-10-00	\$50
4.13(b)	Operating so slowly as to interfere with flow of traffic	70-10-00	\$50
4.14 Open Container of Alcoholic Beverage			
4.14(b)	Open container of alcohol in a motor vehicle	30-20-00	\$100
4.15 Safety Belts			
4.15	Operating without proper safety belt use	71-99-00	\$25

4.20 Right of Way			
4.20(a)	Failure to yield the right of way to pedestrians or saddle & pack animals	70-30-00	\$50
4.21 Speed Limits			
4.21(c)	Operate in excess of the speed limit: 1-10 mph over limit	70-40-00	\$50
	Operate in excess of the speed limit: 11-20 mph over limit	70-40-00	\$100
	Operate in excess of the speed limit: 21-30 mph over limit	70-40-00	\$150
	Operate in excess of the speed limit: 30+ mph over limit	70-40-00	\$200
	Habitual offenders	70-40-00	M/A
4.22 Unsafe Operation			
4.22(b)(1)	Operating a vehicle without due care/unreasonable speed for the conditions	73-00-00	\$125
4.22(b)(2)	Operating a motor vehicle to cause skid or tire squeal, etc.	73-99-00	\$75
4.22(b)(3)	Failure to maintain control of vehicle	73-99-00	\$100
4.22(b)(4)(i)	Operating a vehicle while allowing a person to ride in the towed trailer	73-99-00	\$50
4.22(b)(4)(ii)	Allowing a passenger to ride on exterior of motor vehicle (except passengers over 18 riding inside truck beds)	73-99-00	\$100
4.23 Operating Under the Influence of Alcohol or Drugs			
4.23(a)(1)	Operating under the influence to degree that renders incapable of safe vehicle operation	27-00-00	M/A
4.23(a)(2)	Operating with a BAC of .08 or greater	27-00-00	M/A
4.23(c)(2)	Refusal by operator to submit to test(s) to determine alcohol and/or drug content	27-10-00	M/A
4.30 Bicycles			
4.30(a)	Bike riding in an undesignated area	64-00-00	\$50
4.30(d)(2)	Operating a bicycle at night without exhibiting light reflectors and/or lights	64-00-00	\$40
4.30(d)(3)	Operating bicycles with 2 or more abreast on roads open to motor vehicle traffic	64-00-00	\$40
4.30(d)(4)	Operating a bicycle while consuming or carrying open container of alcoholic beverage	30-20-00	\$50

4.31 Hitchhiking			
4.31	Hitchhiking in violation of Maine State Law	68-00-00	\$40
Part 5: Commercial and Private Operations Violations			
5.1 Advertising			
5.1(a)	Displaying/posting/distributing a commercial advertisement without permit	38-00-00	\$150
5.2 Alcoholic Beverage; Sale of Intoxicants			
5.2(a)	Unlawful sale of alcohol in violation of federal, state or local laws	30-99-00	M/A
5.3 Business Operations			
5.3(a)	Engaging in business operations without a permit	38-20-00	\$200
5.5 Commercial Photography			
5.5(a)	Commercial photography without a permit -- motion pictures / television (excluding bona fide news reel or news T.V.)	38-30-00	\$250
5.5(b)	Commercial photography without a permit -- still photography (excluding bona fide newspaper reporters)	38-30-00	\$100
5.6 Commercial Vehicles			
5.6(b)	Commercial vehicle use on park roads (use not related to park business)	38-40-00	\$100
5.7 Construction of Building or Other Facilities			
5.7(a)	Construction of structures without a permit	38-50-00	M/A
5.13 Nuisances			
5.13(a)	Creating/maintaining a nuisance	38-60-00	\$100



U.S. Department of Justice

United States Attorney
District of Maine

U.S. DISTRICT COURT
PORTLAND, MAINE
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7008 FEB 22 10 4 22

100 Middle Street
6th Floor, East Tower
Portland, ME 04101

(207) 780-3257
TTY (207) 780-3060
Fax (207) 780-3304

DEPUTY www.usdoj.gov/usao/me

February 22, 2008

Linda Jacobson, Clerk
United States District Court
Edward T. Gignoux Federal Courthouse
156 Federal Street
Portland, Maine 04101

Re: Penalties for Acadia National Park

Dear Ms. Jacobson:

Enclosed is a Motion to Supersede Previous Standing Order relating to the above-referenced subject, together with a proposed Order and Fine Schedule.

I understand that you will let me know if the Court has any concerns about the proposed Schedule. Thank you.

Very truly yours,

Paula D. Silsby
United States Attorney's Office

Jonathan R. Chapman
Criminal Chief

Enclosures

cc: Stuart West, Acadia National Park