

STATE OF MAINE

v.

JAY LEWIS

Submitted on Briefs September 27, 2012
Decided October 2, 2012

Panel: SAUFLEY, C.J., and LEVY, SILVER, MEAD, GORMAN, and JABAR, JJ.

MEMORANDUM OF DECISION

Jay Lewis appeals from a judgment of conviction entered by the Superior Court (Washington County, *R. Murray, J.*) on a jury verdict finding him guilty of harassment (Class E), 17-A M.R.S. § 506-A(1)(A) (2011), and violating conditions of release (Class E), 15 M.R.S. § 1092(1)(A) (2011). Contrary to Lewis's contention that he was denied the right to represent himself, the record does not support a finding that he made his demand to do so knowingly, voluntarily, and intelligently. See *Faretta v. Cal.*, 422 U.S. 806, 835 (1975); *State v. Crafts*, 425 A.2d 194, 196 (Me. 1981); *State v. Watson*, 2006 ME 80, ¶ 15, 900 A.2d 702 (“every reasonable presumption must be indulged against waiver.”) The record establishes that the trial court afforded Lewis courtesy and an ample opportunity to present his request for self-representation.

Viewing the evidence in the light most favorable to the State, the jury could have rationally found beyond a reasonable doubt each element of the crime charged. See *State v. Cook*, 2010 ME 85, ¶ 7, 2 A.3d 333. Lewis's other contentions do not warrant discussion.

The entry is:

Judgment affirmed.

On the briefs:

Jay Lewis, appellant pro se

Carletta Bassano, District Attorney, and Paul Cavanaugh II,
First Asst. Dist. Atty., Prosecutorial District VII, Calais, for
appellee State of Maine