

STATE OF MAINE

v.

DALE RAY DAFT

Submitted on Briefs July 25, 2012
Decided August 2, 2012

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

MEMORANDUM OF DECISION

Dale Ray Daft appeals from the judgment of the Superior Court (Oxford County, *Clifford, J.*) finding him guilty of operating under the influence (Class D), 29-A M.R.S. § 2411(1-A)(C)(2) (2011), following a jury trial. On appeal, Daft contends that the evidence is insufficient to support the verdict. Review of the evidence in the record demonstrates that there was more than sufficient direct and circumstantial evidence to support the jury's finding, beyond a reasonable doubt, that Daft was guilty of operating under the influence. *See State v. Medeiros*, 2010 ME 47, ¶¶ 16-17, 997 A.2d 95 (conviction may be based on circumstantial evidence, with the record reviewed most favorably to the State).

The entry is:

Judgment affirmed.

On the briefs:

George A. Hess, Esq., Lewiston, for appellant Dale Daft

Norman R. Croteau, District Attorney, and Joseph M. O'Connor, Asst. Dist. Atty., Office of the District Attorney, South Paris, for appellee State of Maine

Oxford County Superior Court docket number CR-2012-12
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