

STATE OF MAINE

v.

TIMOTHY A. BERRY

Submitted on Briefs September 23, 2014
Decided October 7, 2014

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

MEMORANDUM OF DECISION

Timothy A. Berry appeals from a judgment of conviction for operating after suspension (Class E), 29-A M.R.S. § 2412-A(1-A)(A) (2013), and violating a condition of release (Class E), 15 M.R.S. § 1092(1)(A) (2013), entered by the court (*Wheeler, J.*) after a jury trial. Contrary to Berry's contentions, the trial court did not abuse its discretion when it admitted into evidence a redacted version of Berry's driving record, *see State v. Roberts*, 2008 ME 112, ¶ 21, 951 A.2d 803, and when it denied his motion for a mistrial. *See State v. Nelson*, 2010 ME 40, ¶¶ 5-7, 994 A.2d 808. Finally, the court did not commit obvious error when it admitted portions of an audio and video recording. *See State v. Thomes*, 1997 ME 146, ¶ 7, 697 A.2d 1262.

The entry is:

Judgment affirmed.

On the briefs:

Thomas J. Carey, Esq., Vienna, for appellant Timothy A. Berry

Stephanie Anderson, District Attorney, and Deborah A. Chmielewski, Asst. Dist. Atty., Prosecutorial District No. Two, Portland, for appellee State of Maine

Cumberland County Unified Criminal Docket docket number CR-2013-3865
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