

STATE OF MAINE

v.

CAROL CROWLEY

Submitted on Briefs September 22, 2021

Decided September 30, 2021

Panel: STANFILL, C.J., and MEAD, GORMAN, HUMPHREY, and CONNORS, JJ.

MEMORANDUM OF DECISION

Carol Crowley appeals from a judgment of conviction for eluding an officer (Class C), 29-A M.R.S. § 2414(3) (2021), entered by the trial court (Sagadahoc County, *Billings, J.*) after a jury found her guilty of that charge.¹ Contrary to her contentions, the court did not err in denying Crowley’s request for a jury instruction on motive because the instruction had the potential to mislead the jury into speculating about the lack of evidence of motive that resulted from the State’s agreement to Crowley’s motion to exclude that evidence. *See State v. Hanaman*, 2012 ME 40, ¶ 16, 38 A.3d 1278 (citation omitted). In addition, there was sufficient evidence from which the jury could find, beyond a reasonable doubt, that Crowley heard the siren and saw the flashing lights on the vehicle of an officer who was pursuing her and that she “attempt[ed] to elude” the officer by driving at a reckless rate of speed, resulting in a high-speed chase, 29-A M.R.S. § 2414(3). *See State v. Dorweiler*, 2016 ME 73, ¶ 6, 143 A.3d 114; *State v. McBreairty*, 2016 ME 61, ¶ 14, 137 A.3d 1012.

¹ Crowley was also convicted of other crimes not at issue on appeal.

The entry is:

Judgment affirmed.

James M. Mason, Esq., Handelman & Mason LLC, Brunswick, for appellant Carol Crowley

Natasha C. Irving, District Attorney, and Andrei R. Maciag, Asst. Dist. Atty., Prosecutorial District VI, Bath, for appellee State of Maine

Sagadahoc County Unified Criminal Docket docket number CR-2019-239
FOR CLERK REFERENCE ONLY