

STATE OF MAINE

v.

SHAWN D. GETCHELL

Submitted on Briefs June 20, 2024
Decided June 27, 2024

Panel: STANFILL, C.J., and MEAD, HORTON, LAWRENCE, and DOUGLAS, JJ.

MEMORANDUM OF DECISION

Shawn D. Getchell appeals from a judgment of conviction of criminal operating under the influence (OUI) (Class D), 29-A M.R.S. § 2411(1-A)(A) (2024), entered by the trial court (Piscataquis County, *Roberts, J.*), after a jury-waived trial.¹ The court did not err in entering a judgment of conviction because, viewing the evidence in the light most favorable to the State, there is sufficient evidence in the record to support the court's finding, beyond a reasonable doubt, that Getchell committed the crime of criminal OUI. *See id.*; *State v. Bittues*, 2019 ME 83, ¶ 7, 208 A.3d 800.

The entry is:

Judgment affirmed.

¹ Getchell's counsel filed both an appellate brief, including a procedural history, statement of facts, and statement that he did not believe that there were arguable issues of merit on appeal, and a motion to allow Getchell to submit a supplemental brief, which was granted. *See In re M.C.*, 2014 ME 128, ¶ 7, 104 A.3d 139; *see generally State v. Junkins*, 2001 ME 133, 779 A.2d 948. Getchell did not file a supplemental brief.

Daniel D. Feldman, Esq., Law Office of Daniel Feldman, LLC, Yarmouth, for
appellant Shawn D. Getchell

With leave of the Court, the State of Maine did not file a brief

Piscataquis County Unified Criminal Docket docket number CR-2022-331
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