

STATE OF MAINE

v.

JEFFREY SIMPSON

Submitted on Briefs June 26, 2003
Decided July 17, 2003

Panel: SAUFLEY, C.J., and CLIFFORD, RUDMAN, DANA, ALEXANDER,
CALKINS, and LEVY, JJ.

MEMORANDUM OF DECISION

Jeffrey Simpson appeals a judgment of conviction for escape (Class C) in violation of 17-A M.R.S.A. § 755(1) (1983) entered in the Superior Court (Penobscot County, *Hunter, J.*) following a jury-waived trial. Contrary to Simpson's contentions, the trial court acted within its discretion when it denied Simpson's motion for a continuance, *State v. Damboise*, 1997 ME 126, ¶ 4, 695 A.2d 1203, 1205; and viewing the evidence in a light most favorable to the State, *State v. Willette*, 2002 ME 165, ¶ 7, 809 A.2d 617, 620, there is sufficient evidence to support the court's finding that the State proved all of the elements of escape beyond a reasonable doubt, *see State v. Tompkins*, 431 A.2d 619, 621 (Me. 1981).

The entry is:

Judgment affirmed.

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