

STATE OF MAINE

v.

SHAKIR BERRY

Submitted on Briefs September 25, 2003
Decided September 30, 2003

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

MEMORANDUM OF DECISION

Shakir Berry appeals from a four-day jail sentence entered in the Superior Court (Penobscot County, *Mead, J.*) after Berry pled nolo contendere to one count of theft of services (Class E), 17-A M.R.S.A. § 357(1) (1983) (current version at 17-A M.R.S.A. § 357(1)(A) (Supp. 2002)). Contrary to Berry's contention, the complaint was constitutionally sufficient and the court had jurisdiction. *See State v. Radley*, 2002 ME 150, ¶¶ 11-12, 804 A.2d 1127, 1130-31. Moreover, the record adequately supports the legality of the sentence. Finally, Berry cannot raise his claim of ineffective counsel on direct review. *See State v. Nichols*, 1997 ME 178, ¶ 4, 698 A.2d 521, 522.

The entry is:

Judgment affirmed.

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