

STATE OF MAINE

v.

KATHYLYNNE MERRILL-VARGO

Submitted on Briefs November 3, 2003
Decided December 2, 2003

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

MEMORANDUM OF DECISION

Kathylynnne Merrill-Vargo appeals from a District Court (Portland, *Powers, J.*) judgment finding her guilty of theft (Class E) pursuant to 17-A M.R.S.A. § 353(1)(A) (Supp. 2002). Contrary to Merrill-Vargo's assertions, the District Court had sufficient evidence to find her guilty under the statute. *See State v. Turner*, 2001 ME 44, ¶ 6, 766 A.2d 1025, 1027.

The entry is:

Judgment affirmed.

Attorneys for State:

Stephanie Anderson, District Attorney
Julia Sheridan, Asst. Dist. Atty.
142 Federal Street
Portland, ME 04101

For defendant:

Kathylynn Merrill-Vargo
3 Larue Drive
Freeport, ME 04032