

STATE OF MAINE

v.

DEBORAH LAGASSE

Submitted on Briefs June 2, 2003
Decided June 11, 2003

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

MEMORANDUM OF DECISION

Deborah Lagasse appeals from a judgment of conviction of criminal mischief (Class D), 17-A M.R.S.A. § 806(1)(A) (Supp. 2002), and driving to endanger (Class E), 29-A M.R.S.A. § 2413 (1996), entered after trial in District Court (Bangor, *Russell, J.*). Contrary to Lagasse's contentions, (1) the court was not required to appoint an attorney to represent her because the State did not seek, and the court did not impose, a sentence of incarceration, *see State v. Cook*, 1998 ME 40, ¶ 6, 706 A.2d 603, 605; and (2) the evidence was sufficient for the court, as the trier of fact, to rationally find beyond a reasonable doubt every element of

the offenses charged, *see State v. McCurdy*, 2002 ME 66, ¶ 10, 795 A.2d 84, 88.

The amount of restitution that the court ordered Lagasse to pay is not reviewable in this direct appeal. *See* 15 M.R.S.A. § 2151 (2003); *State v. Sheldon*, 2000 ME 193, ¶¶ 9, 11, 760 A.2d 1083, 1085-86.

The entry is:

Judgment affirmed.

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