

STATE OF MAINE

v.

KEVIN J. NICHOLSON

Submitted on Briefs June 26, 2003
Decided July 9, 2003

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

MEMORANDUM OF DECISION

Kevin Nicholson appeals a judgment, following a jury trial, entered in the Superior Court (Cumberland County, *Crowley, J.*) finding him guilty of assault (Class D), in violation of 17-A M.R.S.A § 207(1) (Supp. 2002), and ordering him to pay a \$750 fine. On appeal, Nicholson contends that the Superior Court erred in (1) finding him guilty when there was insufficient evidence to support the conviction; (2) allowing a law student intern to represent the State; (3) ordering that witnesses be sequestered; and (4) improperly denying Nicholson's motion for a jury view.

The record demonstrates that the evidence was sufficient to convict Nicholson of assault. *See State v. Turner*, 2001 ME 44, ¶ 6, 766 A.2d 1025, 1027; *see also State v. Haven*, 2002 ME 38, ¶ 3, 791 A.2d 938, 939. The Superior Court did not err in allowing a law student intern to represent the State, as M.R. Crim. P. 56(b) allows eligible law students to appear in any criminal proceeding on behalf of the State. The Superior Court did not abuse its discretion when it ordered that all witnesses be sequestered, *see State v. Cruz*, 594 A.2d 1082, 1085 (Me. 1991), or when it denied Nicholson's motion for a jury view, *see State v. Heald*, 333 A.2d 696, 700 (Me. 1975); *see also State v. Eaton*, 669 A.2d 146, 150 (Me. 1995).

The entry is:

Judgment affirmed.

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