

STATE OF MAINE

v.

AMY GREENWALD

Submitted on Briefs September 9, 2004
Decided September 17, 2004

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

MEMORANDUM OF DECISION

Amy Greenwald appeals from a judgment of conviction of assault (Class D), in violation of 17-A M.R.S.A. § 207(1) (1983),¹ entered in the District Court (Lewiston, *Lawrence, J.*). Contrary to Greenwald's contentions: (1) the court did not improperly shift the burden of proof from the State to her when it found another witness's testimony more credible than Greenwald's, *see State v. Black*, 2000 ME 211, ¶ 17, 763 A.2d 109, 113-14; and (2) the evidence, when viewed in the light most favorable to the State, was sufficient for a rational fact-finder to find

¹ Title 17-A M.R.S.A. § 207(1) (1983) has since been amended by P.L. 2001, ch. 383, § 10 (effective Jan. 31, 2003), *codified at* 17-A M.R.S.A. § 207(1)(A) (Supp. 2003).

each element of the offense beyond a reasonable doubt, *see State v. Barnard*, 2003 ME 79, ¶ 20, 828 A.2d 216, 222.

The entry is:

Judgment affirmed.

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