STATE OF MAINE

V.

ERNEST B. FLETCHER

Submitted on Briefs November 1, 2004 Decided November 17, 2004

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

MEMORANDUM OF DECISION

Ernest B. Fletcher appeals from a judgment of conviction of operating a motor vehicle after habitual offender revocation (Class C), 29-A M.R.S.A. § 2557(1), (2) (Supp. 2003), entered after a jury trial in the Superior Court (Penobscot County, *Hjelm, J.*). Contrary to Fletcher's contention, the evidence, when viewed in the light most favorable to the State, was sufficient for a jury to rationally find beyond a reasonable doubt that he was the driver. *See State v. Malo*, 2003 ME 126, ¶ 3, 834 A.2d 143, 144.

The entry is:

Judgment affirmed.

Attorneys for State:

R. Christopher Almy, District Attorney C. Daniel Wood, Asst. Dist. Attorney 97 Hammond Street Bangor, ME 04401

Attorney for defendant:

Randy G. Day, Esq. P O Box 58 Garland, ME 04939