

STATE OF MAINE

v.

STEPHEN McCARRON

Submitted on Briefs March 24, 2004
Decided April 8, 2004

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

MEMORANDUM OF DECISION

Stephen McCarron appeals from a judgment of conviction for manslaughter, 17-A M.R.S.A. § 203(1)(A) (1983), *as amended by* P.L. 1989, ch. 505, § 1,¹ entered by the Superior Court (Somerset County, *Studstrup, J.*) following a jury verdict finding him guilty. Contrary to McCarron's contentions, the State presented sufficient evidence, exclusive of McCarron's admissions or confessions, to create a substantial belief that the crime of manslaughter was committed, *State v. Knight*, 2002 ME 35, ¶ 11, 791 A.2d 110, 114 (corpus delicti rule), and the court

¹ Section 203(1)(A) has been amended since the commission of the crime. P.L. 2001, ch. 383, § 9 (effective January 31, 2003) (codified at 17-A M.R.S.A. § 203(1)(A) (Supp. 2003)).

did not commit obvious error in granting McCarron a lesser amount of funds than requested for McCarron to secure an expert witness, *State v. Braley*, 2003 ME 125, ¶ 4, 834 A.2d 140, 141 (employing obvious error standard of review when claim of error was not preserved in the trial court); see *State v. Murray*, 644 A.2d 1040, 1041 (Me. 1994) (stating that when appealing the denial of a motion to secure funds for an expert, the defendant must show that the services were necessary for an adequate defense and that he was “substantially prejudiced by the action of the trial court”) (internal quotation marks omitted).

The entry is:

Judgment affirmed.

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