

STATE OF MAINE

v.

SUSAN WHITTEMORE

Submitted on Briefs June 2, 2005

Decided June 8, 2005

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

MEMORANDUM OF DECISION

Susan Whittemore appeals from a judgment of conviction for assault (Class D), 17-A M.R.S.A. § 207(1)(A) (Supp. 2004), entered in the District Court (Portland, *Horton, J.*) following a nonjury trial. Contrary to Whittemore's contentions, and based on the state of the record before us, we are bound to conclude that the court committed no error in finding that Whittemore committed each element of assault beyond a reasonable doubt. *See Rothstein v. Maloney*, 2002 ME 179, ¶ 11, 816 A.2d 812, 813-14.

The entry is:

Judgment affirmed.

**Attorneys for State:**

Stephanie Anderson, District Attorney  
Julia A. Sheridan, Asst. Dist. Attorney  
142 Federal Street  
Portland, ME 04101

**For defendant:**

Susan Whitemore  
90 Anthoine Street  
South Portland, ME 04106