

STATE OF MAINE

v.

RONALD C. McTAGUE

Submitted on Briefs January 10, 2005
Decided January 14, 2005

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

MEMORANDUM OF DECISION

Ronald C. McTague appeals from a judgment entered upon a jury verdict in the Superior Court (Penobscot County, *Mead, J.*) on the charge of drug trafficking (Class B), 17-A M.R.S.A. § 1103(1) (Supp. 2002).¹ Contrary to McTague's contentions, the court did not err when it excluded certain witness testimony pursuant to Rule 608(b) of the Maine Rules of Evidence. *See State v. Bridges*, 2003 ME 103, ¶ 39, 829 A.2d 247, 258; M.R. Evid. 403. Sufficient evidence exists in the record so that a jury could have rationally found beyond a reasonable doubt

¹ Title 17-A M.R.S.A. § 1103(1) was repealed, effective January 31, 2003, by P.L. 2001, ch. 383, § 114. Since McTague's criminal conduct occurred on January 17, 2003, the change in the law does not apply.

every element of the offense charged. *See State v. Turner*, 2001 ME 44, ¶ 6, 766 A.2d 1025, 1027.

The entry is:

Judgment affirmed.

Attorneys for State:

G. Steven Rowe, Attorney General
James M. Cameron, Asst. Atty. Gen.
Matthew Erickson, Asst. Atty. Gen.
6 State House Station
Augusta, ME 04333-0006

Attorney for defendant:

Stephen C. Smith, Esq.
Smith Law Offices, P.A.
28 Main Street, Suite 1
Bangor, ME 04401