

STATE OF MAINE

v.

MARK D. MORIN

Submitted on Briefs October 6, 2004
Decided March 2, 2005

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

MEMORANDUM OF DECISION

Mark D. Morin appeals from a judgment of the Superior Court (Somerset County, *Jabar, J.*) convicting him, based on a jury verdict, of one count of unlawful sexual contact (Class C), 17-A M.R.S.A. § 255(1)(C) (1983).¹ Morin asserts that the trial court erred in (1) excluding his expert witness; (2) allowing an improper closing argument; and (3) making several other rulings with regard to evidence or interpretation of evidence.

¹ This section has been repealed and replaced by P.L. 2001, ch. 383, §§ 22, 23 (effective Jan. 31, 2003), *codified at* 17-A M.R.S.A. § 255-A(E) (Supp. 2004).

We find no error in the court's exclusion of the testimony of Morin's purported expert witness. *See State v. Shortsleeves*, 580 A.2d 145, 148 (Me. 1990); Field & Murray, *Maine Evidence* § 702.2 (2000 ed.). We find no obvious error in the State's closing argument. *See State v. Pelletier*, 673 A.2d 1327, 1330 (Me. 1996). No error is indicated in the other issues raised by Morin.

The entry is:

Judgment affirmed.

Attorneys for State:

Evert N. Fowle, District Attorney
James G. Mitchell, Asst. Dist. Atty.
41 Court Street
Skowhegan, ME 04976

Attorney for defendant:

John E. Nale, Esq.
Nale Law Offices, LLC
P O Box 2611
Waterville, ME 04903-2611