Reporter of Decisions Decision No. Mem 06-115 Docket No. Han-06-28

STATE OF MAINE

v.

BRYAN D. JENKINS

Submitted on Briefs July 18, 2006 Decided July 26, 2006

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

MEMORANDUM OF DECISION

Darren Mitchell appeals from the Superior Court's (Hancock County, *Mead*, *J*.) denial of his motion to set aside a default of bail he posted for Bryan D. Jenkins, defendant in this action. Contrary to his contentions, the court did not abuse its discretion or deny him due process of law when it denied his motion to set aside default of bail after a hearing. *See* 15 M.R.S. § 1094 (2005); M.R. Crim. P. 46(f); *State v. Ellis*, 272 A.2d 357, 362 n.4 (Me. 1971); *see generally Mathews v. Eldridge*, 424 U.S. 319, 334 (1976).

The entry is:

Judgment affirmed.

Attorneys for the State:

G. Steven Rowe, Attorney General James M. Cameron, AAG State House Station 6 Augusta, ME 04333

For the appellant:

Darren Mitchell 33 Whorff Junction Road West Bath, ME 04530