

STATE OF MAINE

v.

FREDERICK LAWLESS

Submitted on Briefs November 16, 2006
Decided December 5, 2006

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

MEMORANDUM OF DECISION

Frederick Lawless appeals from a conviction of kidnapping (Class B), 17-A M.R.S. § 301(1)(A)(4) (2005), entered in the Superior Court (Hancock County, *Mead, J.*) following a jury trial. Lawless contends that the evidence was insufficient to prove that he confined the victim for a “substantial period” as required by the definition of “restrain” in the kidnapping statute. 17-A M.R.S. § 301(2)(C) (2005). We review the evidence in the light most favorable to the State and conclude that the jury rationally could have found beyond a reasonable doubt that Lawless confined the victim for a substantial period of time. *See State v. Taylor*, 661 A.2d 665, 668 (Me. 1995).

The entry is:

Judgment affirmed.

Attorney for State:

Michael E. Povich, District Attorney
P.O. Box 722
Ellsworth, ME 04605

Attorney for defendant:

Jeffrey C. Toothaker, Esq.
Toothaker & Chong
P.O. Box 1084
Ellsworth, ME 04605