

STATE OF MAINE

v.

ERVIN A. ARBO

Submitted on Briefs February 27, 2006
Decided April 6, 2006

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

MEMORANDUM OF DECISION

Ervin A. Arbo appeals from a conviction of criminal threatening with the use of a dangerous weapon (Class C), 17-A M.R.S. §§ 209(1), 1252(4) (2005), entered in the Superior Court (Penobscot County, *Hjelm, J.*) following a jury trial. Contrary to Arbo's contentions, (1) the court did not err when it denied his motion to acquit because the evidence was legally sufficient to support the guilty verdict, *State v. Barnard*, 2003 ME 79, ¶ 20, 828 A.2d 216, 222; (2) the court's instructions correctly and fairly apprised the jury in all necessary respects of the governing law, *State v. Bouchard*, 2005 ME 106, ¶¶ 25, 28, 881 A.2d 1130, 1137-38; *see Alexander, Maine Jury Instruction Manual* § 6-58 at 6-85 (4th ed. 2005); and (3)

the court did not abuse its discretion in excluding certain evidence of firearms in the victim's vehicle, *State v. Small*, 2003 ME 107, ¶ 23, 830 A.2d 423, 428; *see* M.R. Evid. 403.

The entry is:

Judgment affirmed.

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