

STATE OF MAINE

v.

CARLOS R. BONES

Submitted on Briefs May 2, 2007  
Decided June 7, 2007

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

#### MEMORANDUM OF DECISION

Carlos R. Bones appeals from a judgment of conviction for sexual abuse of a minor (Class C), 17-A M.R.S. § 254(1)(A-2) (2006), entered in the Superior Court (Washington County, *Jabar, J.*) following a jury trial. Bones argues that the trial court committed reversible error when it excluded the testimony of a defense witness. Although we agree that the Superior Court erred in excluding the testimony, *see State v. Benson*, 453 A.2d 132, 134 (Me. 1982), it was harmless error, *see M.R. Crim. P. 52(a); State v. Eirby*, 663 A.2d 36, 38 (Me. 1995).

The entry is:

Judgment affirmed.

---

**Attorneys for State:**

Michael E. Povich, District Attorney  
Paul F. Cavanaugh, 1st Asst. Dist. Atty.  
P.O. Box 333  
Calais, ME 04619

**Attorney for defendant:**

Jonathan Handelman, Esq.  
P.O. Box 10057  
Portland, ME 04104