

STATE OF MAINE

v.

CARY M. JACOBSON

Submitted On Briefs May 17, 2007

Decided June 12, 2007

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

MEMORANDUM OF DECISION

Cary M. Jacobson appeals from a judgment of conviction for assault (Class D), 17-A M.R.S. § 207(1)(A) (2006), entered on a jury verdict in the Superior Court (Cumberland County, *Crowley, J.*). Contrary to Jacobson's contentions, no obvious error is evident in the court's admission and exclusion of evidence at trial, including photographs taken of the victim. *See* M.R. Crim. P. 52(b); *State v. Allen*, 2006 ME 21, ¶¶ 9-10, 892 A.2d 456, 458-59. Given the state of the record before us, we also discern no error in the court's selection of the jury, *see State v. Nugent*, 2002 ME 111, ¶ 2, 801 A.2d 1001, 1002, nor any irregularities or inconsistencies in the jury's deliberation or verdict that warrant vacating

Jacobson's conviction, *see State v. Maizeroi*, 2000 ME 187, ¶ 19, 760 A.2d 638, 644. Finally, sufficient evidence exists in the record to support the jury's finding beyond a reasonable doubt that Jacobson committed each element of assault. *See* 17-A M.R.S. § 207(1)(A); *State v. Moores*, 2006 ME 139, ¶ 7, 910 A.2d 373, 375.

The entry is:

Judgment affirmed.

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