

STATE OF MAINE

v.

JOHN W. MASSEY

Submitted on Briefs March 29, 2007

Decided May 1, 2007

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

MEMORANDUM OF DECISION

John W. Massey appeals from a judgment of conviction entered in the Superior Court (Hancock County, *Jabar, J.*) for operating after habitual offender revocation (Class C), 29-A M.R.S.A. § 2557(1)(A), (2)(B) (Supp. 2005),¹ and disorderly conduct (Class E), 17-A M.R.S. § 501(2), (6) (2006). Contrary to Massey's contentions, the court did not clearly err in refusing to admit evidence of the Town of Brooklin's annual July 3rd celebration. *See State v. Mills*, 2006 ME 134, ¶ 8, 910 A.2d 1053, 1056. Furthermore, the court did not clearly err in

¹ Title 29-A M.R.S.A. § 2557 (Supp. 2005) was repealed after the commission of the crime. P.L. 2005, ch. 606, § A-10 (effective Aug. 23, 2006). Section 2557 has been replaced by 29-A M.R.S. §§ 2557-A, 2558 (2006). P.L. 2005, ch. 606, §§ A-11, A-12.

admitting a certificate of the Secretary of State. *See* 29-A M.R.S. § 560 (2006); M.R. Evid. 902(10). Finally, Massey's contention that there was insufficient evidence to support the conviction for disorderly conduct is likewise unpersuasive; a jury could have rationally found beyond a reasonable doubt that Massey was guilty of disorderly conduct. *See State v. Turner*, 2001 ME 44, ¶ 6, 766 A.2d 1025, 1027 (quoting *State v. Black*, 2000 ME 211, ¶ 14, 763 A.2d 109, 113).

The entry is:

Judgment affirmed.

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