

STATE OF MAINE

v.

ROBERT McKENZIE

Submitted on Briefs October 22, 2008

Decided November 13, 2008

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

MEMORANDUM OF DECISION

Robert McKenzie appeals from the judgment of the District Court (Portland, *Beaudoin, J.*) in which he was convicted, after a plea, of violation of a protection from abuse order (Class D), 19-A M.R.S. § 4011(1)(A) (2007). McKenzie's notice of appeal challenges the propriety of his seven-day jail sentence. His appeal document appears to contest the sufficiency of the evidence to support conviction. When, as here, no transcript is filed, we assume that the evidence in the record supports the trial court's findings, here entered after a guilty plea. *State v. Hughes*, 2004 ME 141, ¶ 7, 863 A.2d 266, 269. Further, to the extent that McKenzie is directly appealing his sentence, we find no apparent illegality. *See State v. Hodgkins*, 2003 ME 57, ¶ 5 n.3, 822 A.2d 1187, 1190-91. We also note that, generally, no direct appeal is available from a conviction entered after a guilty plea unless there has first been a motion to withdraw the plea. *State v. Gach*, 2006 ME 82, ¶ 9, 901 A.2d 184, 186-87.

The entry is:

Judgment affirmed.

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