

STATE OF MAINE

v.

PAUL D. BELDEN II

Submitted on Briefs June 4, 2009

Decided June 23, 2009

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

MEMORANDUM OF DECISION

Paul D. Belden II appeals from the judgment of the Superior Court (Waldo County, *Hjelm, J.*) convicting him of two charges of assault (Class D), 17-A M.R.S. § 207(1)(A) (2008), following a jury trial. On appeal, Belden contends that the court erred in permitting the State to make improper statements during closing arguments and that the evidence was insufficient to support the convictions. Review of the record demonstrates evidence that, although disputed, was sufficient to support Belden's conviction on each assault charge. *See State v. Smen*, 2006 ME 40, ¶ 7, 895 A.2d 319, 321 (evidence to support jury verdict of guilt reviewed in light most favorable to support the jury's verdict). Review of the closing arguments by the State indicate reasonable comments on the evidence that did not attempt to shift the burden of proof or involve improper prosecutorial comment on the evidence that would rise to the level of obvious error. *See State v. Schmidt*, 2008 ME 151, ¶¶ 15-18, 957 A.2d 80, 85-86.

The entry is:

Judgment affirmed.

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