

STATE OF MAINE

v.

DREW ABBOTT

Submitted on Briefs February 26, 2009

Decided March 3, 2009

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

MEMORANDUM OF DECISION

Drew Abbott appeals from a judgment entered in the Superior Court (Aroostook County, *Hunter, J.*) on a jury verdict convicting him of gross sexual assault (Class A), 17-A M.R.S. § 253(1)(A) (2008). Abbott contends that the prosecutor's statement to the jury during her closing argument constitutes obvious error, and that the victim's uncorroborated testimony is insufficient to sustain the guilty verdict. Contrary to Abbott's contentions, the prosecutor's statement, to which there was no objection at trial, was not "so highly prejudicial . . . as virtually to deprive [Abbott] of a fair trial." *State v. Stanton*, 1998 ME 85, ¶ 11, 710 A.2d 240, 244 (quotation marks omitted). In addition, the uncorroborated testimony of a victim of sexual assault is sufficient to sustain a guilty verdict if, as here, it addresses each element of the crime and is not inherently incredible. *State v. Moores*, 2006 ME 139, ¶ 9, 910 A.2d 373, 376. Furthermore, portions of the victim's testimony were corroborated by other witnesses at trial.

The entry is:

Judgment affirmed.

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