

STATE OF MAINE

v.

CHRISTOPHER C. PORTELL

Submitted on Briefs February 26, 2009
Decided March 5, 2009

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

MEMORANDUM OF DECISION

Christopher C. Portell appeals from a judgment of conviction of theft (Class C), 17-A M.R.S. § 353(1)(B)(4) (2008), entered in the Superior Court (Knox County, *Hjelm, J.*) upon a jury verdict finding him guilty. He argues that the court erred by allowing the Unicel store manager to testify to the approximate amount of cash and checks that were stolen from the store, and that there was insufficient evidence to support a finding that he stole property valued at more than \$1000 from the store.

Contrary to Portell's arguments, the court did not err by allowing the Unicel store manager to testify to the approximate amount of cash and checks stolen from the store. *See* M.R. Evid. 701; *Dionne v. LeClerc*, 2006 ME 34, ¶ 13, 896 A.2d 923, 929. In addition, the jury rationally could have found beyond a reasonable doubt that Portell stole property in excess of \$1000 from the store. *See State v. Moores*, 2006 ME 139, ¶ 7, 910 A.2d 373, 375.

The entry is:

Judgment affirmed.

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