

STATE OF MAINE

v.

JON T. McINNIS

Submitted on Briefs February 10, 2010
Decided February 25, 2010

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

MEMORANDUM OF DECISION

Jon T. McInnis appeals from the judgment of the Superior Court (Hancock County, *Hunter, J.*) entered after a jury verdict finding him guilty of reckless conduct with a dangerous weapon (Class C), in violation of 17-A M.R.S. §§ 211(1), 1252(4) (2009). On appeal, McInnis asserts that the evidence was insufficient to support the guilty verdict. When sufficiency of the evidence is challenged, we must review the record evidence and inferences that may be drawn from that evidence in the light most favorable to the State to determine whether the jury rationally could find each element of the offense proved beyond a reasonable doubt. *State v. Smen*, 2006 ME 40, ¶ 7, 895 A.2d 319, 321. Based on that standard of review, the evidence in this case is more than sufficient to support the jury's verdict.

The entry is:

Judgment affirmed.¹

¹ Although required by M.R. App. P. 8, the appellant filed no appendix supporting his appeal in this case. While we have reached the merits of the appeal and affirmed the judgment based on the appellant's arguments, we remind parties filing appeals that failure to file an appendix may result in waiver of points

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Hancock County Superior Court docket number CR-2008-140
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