Reporter of Decisions Decision No. Mem 11-119 Docket No. Pen-10-402

STATE OF MAINE

v.

ARTHUR M. MORAN

Submitted on Briefs June 30, 2011 Decided July 26, 2011

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

MEMORANDUM OF DECISION

Arthur M. Moran appeals from a judgment of conviction of driving to endanger (Class E), 29-A M.R.S. § 2413(1) (2010), entered in the Unified Criminal Docket (Bangor, *Anderson, J.*) after a jury trial. Contrary to Moran's contention, the evidence, viewed in the light most favorable to the State, was sufficient for the jury to have rationally found each element of the offense charged beyond a reasonable doubt. *State v. Haven*, 2002 ME 38, ¶ 3, 791 A.2d 938, 939.

In addition, we review Moran's unpreserved claim of juror bias for obvious error affecting substantial rights, and because the jurors whose objectivity Moran challenges were released as alternates before the jury deliberated, we discern none. *See State v. Burdick*, 2001 ME 143, ¶ 13 & n.9, 782 A.2d 319, 324; M.R. Crim. P. 52(b). Moran's remaining arguments are not persuasive.

The entry is:

Judgment affirmed.

Attorney for Arthur M. Moran:

Heather Gonzales, Esq. Strike, Goodwin & O'Brien 400 Allen Avenue Portland, Maine 04103

Attorneys for the State of Maine:

R. Christopher Almy, District AttorneySusan J. Pope, Asst. Dist. Atty.Prosecutorial District V97 Hammond StreetBangor, Maine 04401

Bangor Unified Criminal Docket docket number CR-2010-524 FOR CLERK REFERENCE ONLY