

STATE OF MAINE

v.

WAYNE WEEKS

Submitted on Briefs May 25, 2000  
Decided May 26, 2000

Panel: WATHEN, C.J., and CLIFFORD, RUDMAN, DANA, SAUFLEY,  
ALEXANDER, and CALKINS, JJ.

MEMORANDUM OF DECISION

Wayne Weeks appeals from the judgment of the Superior Court (Kennebec County, *Mills, J.*) following a jury verdict of guilty of aggravated operating under the influence, 29-A M.R.S.A. § 2411 (1996 & Supp. 1999), Class C, and operating a vehicle after revocation as a habitual offender, 29-A M.R.S.A. § 2557 (1996 & Supp. 1999), Class C. Contrary to Weeks's contentions, (1) there was sufficient evidence from which the jury, acting rationally, could find, beyond a reasonable doubt, that he committed both offenses; and (2) the court did not abuse its discretion by admitting into evidence the implied consent form over Weeks's objection, pursuant to M.R. Evid. 403, that the form constituted cumulative evidence.

The entry is:

Judgment affirmed.

**Attorneys for State:**

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