

STATE OF MAINE

v.

PAUL LIZOTTE

Submitted on Briefs February 27, 2002
Decided September 30, 2002

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

MEMORANDUM OF DECISION

Paul Lizotte appeals from a judgment of conviction entered in the Superior Court (Kennebec County, *Mills, J.*) upon a jury verdict finding him guilty of burglary of a motor vehicle, Class C, 17-A M.R.S.A. § 405 (Supp. 2001), and theft, Class E, 17-A M.R.S.A. § 353(1) (1983). Contrary to Lizotte's contentions, (1) the court did not err in denying his motion for judgment of acquittal, *see State v. Pierce*, 2001 ME 14, ¶ 24, 770 A.2d 630, 637; (2) sufficient evidence exists in the record to support the jury's verdict, *see State v. Robinson*, 2001 ME 83, ¶ 19, 773 A.2d 445, 451; (3) the court did not err in finding by a preponderance of the evidence that Lizotte had, by committing new criminal

conduct, violated the conditions of his probation from a 1993 conviction, *see* 17-A M.R.S.A. § 1206 (Supp. 2001); and (4) the court did not err in failing to indicate the anticipated admissibility of a prior conviction not properly presented to it.

The entry is:

Judgment affirmed.

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