

MAINE SUPREME JUDICIAL COURT

Reporter of Decisions
Decision No. Mem 02-141
Docket No. Pis-02-313

STATE OF MAINE

v.

TRAVIS CROWLEY

Submitted on Briefs October 31, 2002
Decided November 15, 2002

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

MEMORANDUM OF DECISION

Travis Crowley appeals from a judgment of the Superior Court (Piscataquis County, *Hjelm, J.*) denying his motion to withdraw his pleas of guilty to theft in violation of 17-A M.R.S.A. § 353 (1983) and five counts of burglary in violation of 17-A M.R.S.A. § 401(1) (1983). Contrary to Crowley's assertion, the Superior Court did not abuse its discretion in denying his motion prior to sentencing and only thirteen days after entering his guilty pleas.

The Superior Court properly considered the four factors we have identified as relevant to the determination of a motion to withdraw a guilty plea. *See State v.*

Hillman, 2000 ME 71, ¶ 8, 749 A.2d 758, 761. Concerning the first factor, the length of time between the defendant's entering of a guilty plea and seeking to withdraw it, the Superior Court did not abuse its discretion by considering the "entire history of the case," including the five months since Crowley was permitted to withdraw his first guilty pleas.¹ *See id.*

The entry is:

Judgment affirmed.

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¹ Crowley was permitted to withdraw his first pleas after the Superior Court rejected a plea bargain.