

STATE OF MAINE

v.

DAVID DUTTON

Submitted on Briefs April 18, 2002  
Decided April 26, 2002

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

MEMORANDUM OF DECISION

David Dutton appeals from his conviction after a jury trial before the Superior Court (Sagadahoc County, *Perkins, A.R.J.*) on the charge of furnishing alcohol to a minor, Class D, 28-A M.R.S.A. § 2081(1)(A) (Supp. 2001). His only contention on appeal is that there was insufficient evidence that the three individuals for whom he allegedly procured or furnished liquor were minors. Because the testimony before the jury included evidence that one victim was under the age of 14 years and that another victim had been convicted of an offense in juvenile court, and thus had been recently under the age of 18 years, this evidence, combined with the jury's ability to observe the witnesses, was sufficient circumstantial evidence to support the finding that Dutton furnished alcoholic beverages to minors under the age of 21 years. *See State v. Dill*, 2001 ME 150, ¶ 13, 783 A.2d 646, 651.

The entry is:

Judgment affirmed.

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