

FOR PUBLICATION

IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN

APPELLATE DIVISION

JOHN K. BELL,)	
)	D.C. CRIM. APP. NO. 93-109
Appellant,)	
)	T.C. CRIM. NO. 427-92
v.)	
)	
GOVERNMENT OF THE VIRGIN ISLANDS))	
)	
Appellee.)	
_____))	

On Appeal from the Territorial Court of the Virgin Islands
Considered: April 6, 1994
Filed: April 11, 1994

BEFORE: **THOMAS K. MOORE**, Chief Judge, District Court of the Virgin Islands; **JAMES T. GILES**, Judge of the United States District Court for the Eastern District of Pennsylvania, Sitting by Designation; and **JULIO A. BRADY**, Judge of the Territorial Court of the Virgin Islands, St. Croix Division, Virgin Islands, Sitting by Designation.

APPEARANCES:

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Attorney for Appellee

JUDGMENT OF THE COURT

This matter is before the Court on appeal from the Territorial Court of the Virgin Islands, having been submitted on the briefs without oral argument. Appellant challenges the Territorial Court's refusal to consider appellant's voluntary intoxication and the sufficiency of the evidence to sustain appellant's conviction. After due consideration,

IT IS on this 11 day of April, 1994, hereby **ORDERED AND ADJUDGED** that the judgment of the Territorial Court is **AFFIRMED**.

FOR THE COURT:

_____/s/_____
THOMAS K. MOORE, CHIEF JUDGE
DISTRICT COURT OF THE VIRGIN ISLANDS

A T T E S T:
ORINN F. ARNOLD
Clerk of the Court

BY: _____
Deputy Clerk

Copies to: Augustin Ayala, Esq., Territorial Public Defender
Paul Gimenez, Esq., Solicitor General
Ishmael A. Meyers, Judge of the Territorial
Court
Lori Gilmore, Esq.
C. Francis