

**OPINION SUMMARY**

**MISSOURI COURT OF APPEALS EASTERN DISTRICT**

STATE OF MISSOURI,	)	ED102163
	)	
Respondent,	)	Appeal from the Circuit Court
	)	of Washington County
v.	)	13WA-CR00402-014
	)	
ERIC MCCURTAIN,	)	Honorable Troy K. Hyde
	)	
Appellant.	)	FILED: September 29, 2015

Introduction

Eric McCurtain (McCurtain) appeals from a sentence and judgment of conviction for second-degree sexual misconduct.

AFFIRMED.

Division Two Holds: The trial court did not err in imposing a sentence and judgment against McCurtain, because there was sufficient evidence in the record here for a reasonable juror to find McCurtain knew his conduct was likely to cause affront or alarm; and the trial court did not abuse its discretion in excluding certain testimony, because the testimony was neither logically nor legally relevant.

Opinion by: Gary M. Gaertner, Jr., J.  
Philip M. Hess, P.J., and Angela T. Quigless, J., concur.

Attorneys for Appellant: Casey A. Taylor

Attorneys for Respondent: Christopher J. Wynes

**THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED**