



**In the Missouri Court of Appeals
Eastern District
DIVISION TWO**

STATE OF MISSOURI,)	No. ED94242
)	
Respondent,)	Appeal from the Circuit Court
)	of the City of St. Louis
vs.)	0822-CR06710-01
)	
GARVESTER BRACKEN,)	Honorable Mark H. Neill
)	
Appellant.)	Filed: November 30, 2010

OPINION SUMMARY

Defendant Garvester Bracken appeals the judgment entered on a jury verdict finding him guilty of one count of forcible rape and one count of attempt to commit deviate sexual assault.

AFFIRMED.

Division Two holds:

1. State's motion to dismiss or in the alternative stay the appeal is denied.
2. The trial court did not plainly err in limiting cross-examination of State's witness.
3. The trial court did not plainly err in commenting on the prosecutor's line of questioning.
4. The trial court did not abuse its discretion in denying Bracken's motion for new trial.

Opinion by: Glenn A. Norton, P.J.,
Kathianne Knaup Crane, J. and George W. Draper III, J., concur

Attorneys for Appellant: N. Scott Rosenblum, Eric Selig and Erin R. Griebel

Attorneys for Respondent: Chris Koster, Attorney General
Terrence M. Messonnier, Assistant Attorney General

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.