

OPINION SUMMARY
MISSOURI COURT OF APPEALS EASTERN DISTRICT

STATE OF MISSOURI,)	No. ED102656
)	
Plaintiff/Respondent,)	Appeal from the Circuit Court of
)	the City of St. Louis
vs.)	
)	Honorable Calea Stovall-Reid
CARTELL HOGUE,)	
)	
Defendant/Appellant.)	Filed: June 14, 2016

Cartell Hogue (Appellant) appeals from the trial court’s judgment after a bench trial finding him guilty of the Class A misdemeanor of possession of marijuana and sentencing him to one year of confinement.

AFFIRMED.

Division Four Holds: The trial court did not abuse its discretion in denying Appellant’s motion to suppress evidence of marijuana seized from his person after a search incident to arrest as fruit of the poisonous tree because the arresting police officer had probable cause to arrest him for first-degree trespassing. The trial court did not abuse its discretion in denying Appellant’s objections to the arresting officer’s testimony concerning Appellant’s grandmother. In a bench trial it is presumed the trial judge was not confused or misled by any allegedly irrelevant or inadmissible evidence unless the record clearly demonstrates otherwise.

Opinion by: Sherri B. Sullivan, P.J. Kurt S. Odenwald, J., and Lisa P. Page, J., concur.

Attorney for Appellant: Srikant Chigurupati
Attorney for Respondent: Mahrya Matrona Fulfer

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