**OPINION SUMMARY**

**MISSOURI COURT OF APPEALS EASTERN DISTRICT**

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| STATE OF MISSOURI, Respondent, | ) | No. ED91326 |
| | ) | Consolidated No. ED91658 |
| vs. | ) | Appeal from the Circuit Court of |
| | ) | the City of St. Louis |
| TERRENCE WILLIAMS, Appellant. | ) | Filed: March 3, 2009 |

Defendant Terrence Williams appeals his judgment for second degree murder and armed criminal action.

AFFIRMED

The trial court did not abuse its discretion by: (1) denying Defendant's motion to suppress identification because the identification was not suggestive; (2) sustaining the State's objection to testimony by a defense witness because the testimony was irrelevant; (3) overruling defense counsel's objection to the State's closing argument because it did not shift the burden of proof onto Defendant. The trial court did not err in denying Defendant's motion for acquittal due to insufficiency of the evidence because the evidence was sufficient to sustain the conviction

Opinion by: Kenneth M. Romines, J. Nannette A. Baker, C.J. and Roy L. Richter, J., concur.

Attorney for Appellant: Kelly M. Jager

Attorney for Respondent: Chris Koster and Dora A. Fichter

**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.**