

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

STATE OF MISSOURI,)	No. ED98603
)	
Respondent,)	Appeal from the Circuit Court
)	of the City of St. Louis
vs.)	
)	
JAMES RAY,)	Honorable Margaret M. Neill
)	
Appellant.)	Filed: September 3, 2013

Defendant James Ray (“Ray”) appeals the judgment of conviction entered by the Circuit Court of the City of St. Louis after the trial court found him guilty of one count of first-degree statutory rape in violation of Section 566.032, RSMo, two counts of first-degree statutory sodomy in violation of Section 566.062, RSMo, and one count of incest in violation of Section 568.020, RSMo.¹ Ray contends that the trial court erred in: (1) finding him guilty of, and sentencing him on both counts of statutory sodomy because the evidence was insufficient to support his convictions; and (2) admitting the testimony of Dr. Julie McManemy’s.

AFFIRMED.

Division Three holds:

(1) The State presented sufficient evidence to establish that Defendant had deviate sexual intercourse with Victim. The trial court did not err in finding Defendant guilty of first-degree statutory sodomy in Counts II and III.

(2) Defendant failed to establish that the admission of Dr. Julie McManemy’s testimony bolstered Victim’s credibility and deprived Defendant of a fair trial. The trial court did not clearly err in admitting Dr. McManemy’s testimony.

Opinion by: Angela T. Quigless, J.

Mary K. Hoff, P.J., Kurt S. Odenwald, J., Concur

Attorney for Appellant: Lisa M. Stroup

Attorney for Respondent: Gregory L. Barnes

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.

¹ All statutory references are to RSMo 2000 as supplemented, unless otherwise indicated. The crimes for which Ray was convicted occurred between January 1, 2009, and May 1, 2010.