

United States Court of Appeals For the First Circuit

No. 10-2178

UNITED STATES,

Appellee,

v.

MICHAEL VIRDEN,

Defendant, Appellant.

Before

Lynch, Chief Judge,
Torruella and Thompson, Circuit Judges.

JUDGMENT

Entered: June 1, 2012

Michael Verdin was convicted for being a felon in possession of a firearm in violation of 18 U.S.C. § 922(g). On direct appeal, he argues that the evidence was insufficient to support his conviction and that certain testimony allowed by the district court should have been excluded under Federal Rule of Evidence 403. The government has moved for summary disposition.

Viewed in the light most favorable to the government, the evidence amply supports Verdin's conviction. See, e.g., United States v. Troy, 583 F.3d 20, 24 (1st Cir. 2009). And the district court neither abused its discretion in striking the testimony to which Verdin objected nor committed plain error in allowing the testimony to which there was no objection. See, e.g., United States v. Brown, 669 F.3d 10, 28 (1st Cir. 2012); United States v. Rivera Calderon, 578 F.3d 78, 95 n.6 (1st Cir. 2009).

Affirmed. See 1st Cir. R. 27.0(c).

By the Court:

/s/ Margaret Carter, Clerk.

cc:

Lisa M. Asiaf

Todd Franklin Braunstein

Dina Michael Chaitowitz

Maxim Grinberg

Joshua L. Gordon