**CAPTION:** **STATE V. EVENSON**

**11-22-23**

APPEAL NO.: C-220618

TRIAL NO.: B-2000734

KEY WORDS: THEFT – R.C. 2913.02(A)(1) – UNAUTHORIZED USE – R.C. 2913.04(A) – OWNER – VEHICLE TITLE – CRIM.R. 29(A) – EVIDENCE – SUFFICIENCY – DISCOVERY VIOLATION – CRIM.R. 16 – SANCTION

SUMMARY:

Defendant’s convictions for theft and unauthorized use of a motorcycle were based on sufficient evidence where the state established that, following the theft of his motorcycle, defendant transferred ownership of the motorcycle to his insurance company in exchange for $16,180.42 and, after the motorcycle was recovered, defendant subsequently stripped the motorcycle of parts.

The trial court did not abuse its discretion when it admitted a notarized power of attorney because defendant received an unnotarized power of attorney in discovery and both notarized and unnotarized copies of other documents signed on the same day, which all established defendant’s transfer of ownership of the motorcycle to his insurance company.

JUDGMENT: AFFIRMED

JUDGES: OPINION by BOCK, J.; CROUSE, P.J., and ZAYAS, J., CONCUR.