

**Filed 6/10/10 by Clerk of Supreme Court
IN THE SUPREME COURT
STATE OF NORTH DAKOTA**

2010 ND 97

City of Fargo,

Plaintiff and Appellee

v.

Steve Clair Knodle,

Defendant and Appellant

No. 20100004

Appeal from the District Court of Cass County, East Central Judicial District,
the Honorable Frank L. Racek, Judge.

AFFIRMED.

Per Curiam.

Scott Orel Diamond, Assistant City Attorney, P.O. Box 150, Fargo, N.D.
58107, for plaintiff and appellee.

Joe Allen Johnson, 1024 3rd Avenue South, Fargo, N.D. 58103, for defendant
and appellant.

City of Fargo v. Knodle
No. 20100004

Per Curiam.

[¶1] Steve Knodle appeals from a criminal judgment entered after he was found guilty of driving while under the influence of alcohol. Knodle argues the evidence is insufficient to support his conviction because there was no evidence his blood alcohol level was above the legal limit at the time he was driving the vehicle. We conclude sufficient evidence exists to support the verdict and summarily affirm the judgment under N.D.R.App.P. 35.1(a)(3).

[¶2] Gerald W. VandeWalle, C.J.
Dale V. Sandstrom
Daniel J. Crothers
Mary Muehlen Maring
Carol Ronning Kapsner