

**Filed 9/15/16 by Clerk of Supreme Court
IN THE SUPREME COURT
STATE OF NORTH DAKOTA**

2016 ND 180

State of North Dakota,

Plaintiff and Appellee

v.

Desilee Lori Grajczyk,

Defendant and Appellant

No. 20160034

Appeal from the District Court of Ward County, North Central Judicial District, the Honorable Douglas L. Mattson, Judge.

AFFIRMED.

Per Curiam.

Marie A. Miller, Ward County Assistant State's Attorney, P.O. Box 5005, Minot, N.D. 58702-5005, for plaintiff and appellee.

Benjamin C. Pulkrabek, 402 First Street Northwest, Mandan, N.D. 58554-3118, for defendant and appellant.

State v. Grajczyk
No. 20160034

Per Curiam.

[¶1] Desilee Grajczyk appeals from a criminal judgment entered after a jury found her guilty of possession of methamphetamine with intent to deliver, possession of marijuana with intent to deliver and possession of drug paraphernalia. Grajczyk argues the district court erred in giving the jury the current North Dakota pattern jury instruction on direct and circumstantial evidence and contends the State committed obvious error when purportedly commenting on the defendant's right to remain silent in closing argument. We summarily affirm under N.D.R.App.P. 35.1(a)(4) and (7). See State v. Nakvinda, 2011 ND 217, ¶ 17, 807 N.W.2d 204; State v. Noorlun, 2005 ND 189, ¶ 20, 705 N.W.2d 819.

[¶2] Gerald W. VandeWalle, C.J.
Daniel J. Crothers
Dale V. Sandstrom
Carol Ronning Kapsner
Lisa Fair McEvers