

IN THE COURT OF APPEALS OF THE  
STATE OF OREGON

STATE OF OREGON,  
*Plaintiff-Respondent,*

*v.*

JAMES JAY KEATING,  
*Defendant-Appellant.*

Multnomah County Circuit Court  
051255456; A160907

Adrienne C. Nelson, Judge.

Submitted April 26, 2017.

Ernest G. Lannet, Chief Defender, Criminal Appellate Section, and Laura A. Frikert, Deputy Public Defender, Office of Public Defense Services, filed the brief for appellant.

Ellen F. Rosenblum, Attorney General, Benjamin Gutman, Solicitor General, and Jacob Brown, Assistant Attorney General, filed the brief for respondent.

Before Sercombe, Presiding Judge, and DeHoog, Judge, and Haselton, Senior Judge.

PER CURIAM

Affirmed. *State v. Scally*, 92 Or App 149, 758 P2d 365 (1988).