FILED
SEP 29 1981
CLERK SUPREME COURT

IN THE COURT OF APPEALS OF IOWA 329

STATE OF IOWA,

Plaintiff-Appellee,

vs.

MATHEW CRAWFORD,

Defendant-Appellant.

Filed September 29, 1981

1-240
65489

Appeal from Black Hawk District Court - Karl Kenline, Judge.

Defendant appeals his conviction for first degree robbery in violation of section 711.2, The Code, and his sentence pursuant to section 902.7, The Code. AFFIRMED.

Kjas T. Long of Gottschalk, Shinkle & Long, Cedar Falls, for defendant-appellant.

Thomas J. Miller, Attorney General of Iowa, and Thomas N. Martin, Assistant Attorney General, for plaintiff-appellee.

Submitted to Oxberger, C.J., and Donielson, Snell, Carter and Johnson, JJ.

Defendant appeals his conviction for first degree robbery in violation of section 711.2, The Code, and his sentence pursuant to section 902.7, The Code. He challenges the constitutionality of his sentence, prosecutorial conduct, a jury instruction, and some evidentiary rulings. We affirm.

On January 26, 1980, a convenience store in Waterloo was robbed by three men wearing nylon stockings over their faces, one of whom was armed. Immediately after the robbery a car was heard driving away. The store owner and police were called, and a car containing three male black men was subsequently stopped by an officer after hearing a radio broadcast concerning the robbery. The three suspects were brought back to the store for a show-up identification by the clerk as to physical size and clothing, and then arrested. One defendant moved for a separate trial; Mathew Crawford, the defendant here, and co-defendant Lonnie Wright were tried together and both found guilty by jury verdict of robbery in the first degree.

Both appealed and raised identical issues and arguments. In State v. Wright, no. 65460, filed August 26, 1981, the supreme court resolved all of the issues raised against Lonnie Wright, affirming his conviction and sentence. Because each of the issues raised by the defendant Mathew Crawford is identical to each of the issues raised and answered by the court in Wright, we find no issues left unresolved in the instant case and thereby affirm the conviction and sentence of the co-defendant, Mathew Crawford.

AFFIRMED.