FILED
NOV 2 7 1989
CLERK SUPREME COURT

IN THE COURT OF APPEALS OF IOWA

No. 9-519 / 88-1559

**STATE OF IOWA,**

Appellee,

485

vs.

**GEORGE CLIFFORD SHIREMAN,**

Appellant.

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Appeal from the Iowa District Court for Black Hawk County, James D. Coil, Joseph Moothard, and Robert E. Mahan, Judges.

Defendant appeals his conviction of possession of a controlled substance. **AFFIRMED.**

Raymond E. Rogers, State Appellate Defender, and James F. Whalen, Assistant Appellate Defender, for appellant.

Thomas J. Miller, Attorney General, Bruce Kempkes, Assistant Attorney General, James Metcalf, Black Hawk County Attorney, and D. Raymond Walton, Assistant County Attorney, for appellee.

Heard by Schlegel, P.J., and Hayden and Sackett, JJ.

**PER CURIAM**

The defendant appeals a judgment and sentence of the trial court finding him guilty of possession of a controlled substance, morphine, in violation of Iowa Code section 204.401(3) (1987). The sole issue is whether the trial court erred in failing to suppress admissions made by the defendant.

Defendant was advised he was to be arrested and then the arresting officer, who knew defendant to be a drug user, asked defendant if he was carrying anything. In response to the request, defendant produced a used syringe, a spoon, a pipe, and a container of pills. Defendant was not advised of his Miranda rights before he produced these items.

Defendant's brief does not clearly set out the statements he claims he made that should have been suppressed. Our review indicates defendant said "yeah" when asked if he had anything on him prior to removing the items from his pocket. Defendant contends there was prejudicial error because his response provided direct evidence he knew he possessed morphine. The morphine was in defendant's pocket. Error, if any, in admitting the evidence was without prejudice. See State v. Stewart, 445 N.W.2d 418, 422 (Iowa App. 1989).

**AFFIRMED.**