

[Cite as *State v. Harris*, 2004-Ohio-2041.]

IN THE COURT OF APPEALS FOR MONTGOMERY COUNTY, OHIO

STATE OF OHIO	:	
	:	
Plaintiff-Appellee	:	C.A. CASE NO. 19877
v.	:	T.C. NO. 02 CR 3934
	:	
ALLEN R. HARRIS	:	(Criminal Appeal from Common Pleas Court)
	:	Defendant-Appellant
	:	
	:	

OPINION

Rendered on the 23rd day of April, 2004.

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Attorney for Plaintiff-Appellee

WILLIAM T. DALY, Atty. Reg. No. 0069300, 120 W. Second Street, Suite 1717, Dayton, Ohio 45402
Attorney for Defendant-Appellant

WOLFF, J.

{¶1} Allen Harris was found guilty after a trial by jury of the offenses of theft and grand theft of a motor vehicle, both as charged by indictment. Harris was sentenced concurrently to ten months imprisonment on the theft count and fifteen months on the grand theft of a motor vehicle count. He was also ordered to pay restitution.

{¶2} Harris appealed, and in due course counsel was appointed to prosecute the appeal. On January 6, 2004, appointed appellate counsel filed an *Anders* brief pursuant to *Anders v. California* (1967), 386 U.S. 738, wherein he represented that he could find no potentially meritorious issues for appeal on behalf of Harris.

{¶3} By decision and entry of January 22, 2004, we informed Harris that appointed appellate counsel had filed an *Anders* brief and of the significance of an *Anders* brief, and we invited Harris to present any assignments of error in a pro se brief within sixty days of the date of our decision and entry.

{¶4} No such pro se brief has been filed by Harris with this court.

{¶5} Pursuant to our responsibilities under *Anders*, we have done a complete, independent review of the record and have concluded, as did appointed appellate counsel, that there are no potentially meritorious issues for appellate review.

{¶6} Accordingly, the judgment appealed from will be affirmed.

Judgment affirmed.

FAIN, P.J., and YOUNG, J., concur.

Copies mailed to:

Carley J. Ingram
William T. Daly
Hon. Mary E. Donovan