

[Cite as *State v. Jones*, 2003-Ohio-4841.]

IN THE COURT OF APPEALS FOR MONTGOMERY COUNTY, OHIO

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| STATE OF OHIO | : | |
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| Plaintiff-Appellee | : | C.A. CASE NO. 19611 |
| v. | : | T.C. NO. 2002 CR 1272 |
| HARVEY L. JONES | : | (Criminal Appeal from Common Pleas Court) |
| | : | Defendant-Appellant |
| | : | |
| | : | |

OPINION

Rendered on the 12th day of September, 2003.

CARLEY J. INGRAM, Atty. Reg. No. 0020084, Assistant Prosecuting Attorney, 301 W. Third Street, 5th Floor, Dayton, Ohio 45422
Attorney for Plaintiff-Appellee

DANIEL E. BRINKMAN, Atty. Reg. No. 0025365, Suite 2000 Liberty Tower, 120 West Second Street, Dayton, Ohio 45402
Attorney for Defendant-Appellant

HARVEY L. JONES, #A-436825, Madison Correctional Institution, P. O. Box 740, London, Ohio 43140
Defendant-Appellant

WOLFF, J.

{¶1} Harvey L. Jones was sentenced to concurrent sentences of ten years and

eight years on charges of aggravated burglary and attempted rape to which he had previously pleaded guilty. Jones' pleas of guilty were the result of plea negotiations wherein a number of other serious felony charges were dismissed.

{¶2} Counsel was appointed to prosecute an appeal for Jones and on June 2, 2003, appointed appellate counsel filed an *Anders* brief pursuant to *Anders v. California* (1967), 386 U.S. 738. Appointed appellate counsel represented in his *Anders* brief that he could find no potentially meritorious issues to raise on appeal.

{¶3} On June 3, 2003, by decision and entry served upon Jones, we informed him of the fact that his counsel had filed an *Anders* brief, the significance of an *Anders* brief, and we invited Jones to file a pro se brief with this court within sixty days of June 3, 2003.

{¶4} Jones has filed nothing with this court. Pursuant to our responsibilities under *Anders*, we have examined the entire record and have concluded as did appointed appellate counsel that there are no potentially meritorious issues upon which appellate relief might be granted. Accordingly, the judgment appealed from will be affirmed.

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GRADY, J. and YOUNG, J., concur.

Copies mailed to:

- Carley J. Ingram
- Daniel E. Brinkman
- Harvey L. Jones
- Hon. A. J. Wagner