

[Cite as *State v. Ebbing*, 2006-Ohio-987.]

IN THE COURT OF APPEALS FOR MONTGOMERY COUNTY, OHIO

STATE OF OHIO	:	
	:	
Plaintiff-Appellee	:	C.A. CASE NO. 21226
v.	:	T.C. NO. 05 CR 1008
	:	
KENNETH L. EBBING	:	(Criminal Appeal from Common Pleas Court)
	:	
Defendant-Appellant	:	
	:	

OPINION

Rendered on the 3rd day of March, 2006.

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Attorney for Plaintiff-Appellee

PATRICK J. CONBOY II, Atty. Reg. No. 0070073, 5613 Brandt Pike, Huber Heights, Ohio 45424
Attorney for Defendant-Appellant

KENNETH L. EBBING, #A498-201, London Correctional Institute, P. O. Box 69, London, Ohio 43140-0069
Defendant-Appellant

WOLFF, J.

{¶ 1} Kenneth Ebbing entered a plea of no contest to failure to comply with order or signal of police officer, a third degree felony. Ebbing was found guilty and was sentenced to one year in prison, which term was to be served consecutively to a two-year sentence

imposed for robbery.

{¶ 2} We granted Ebbing leave to appeal late and appointed appellate counsel to prosecute the appeal. On November 16, 2005, appointed appellate counsel filed an *Anders* brief in accordance with *Anders v. California*, (1967) 386 U.S. 738, wherein appointed appellate counsel represented to the court that he could find no arguably meritorious issues for appeal.

{¶ 3} By decision and entry of December 1, 2005, we informed Ebbing that his appointed appellate counsel had filed an *Anders* brief and of the significance of an *Anders* brief, and we invited Ebbing to file pro se assignments of error within 60 days of December 1, 2005.

{¶ 4} Ebbing has not filed a brief with this Court.

{¶ 5} Pursuant to our responsibilities under *Anders*, we have conducted an independent review of the record and we have concluded, as did appointed appellate counsel, that there are no arguably meritorious issues for appellate review and that this appeal is wholly frivolous.

{¶ 6} Accordingly, the judgment appealed from is **Affirmed**.

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FAIN, J., and DONOVAN, J., concur.

Copies mailed to:

- Carley J. Ingram
- Patrick J. Conboy
- Kenneth L. Ebbing
- Hon. Mary Katherine Huffman