

[Cite as *State v. Ebbing*, 2006-Ohio-988.]

IN THE COURT OF APPEALS FOR MONTGOMERY COUNTY, OHIO

STATE OF OHIO	:	
Plaintiff-Appellee	:	C.A. CASE NO. 21227
v.	:	T.C. NO. 05 CR 1893
KENNETH L. EBBING	:	(Criminal Appeal from Common Pleas Court)
Defendant-Appellant	:	
	:	

**OPINION**

Rendered on the 3rd day of March, 2006.

CARLEY J. INGRAM, Atty. Reg. No.0020084, Assistant Prosecuting Attorney, 301 W. Third Street, 5<sup>th</sup> Floor, Dayton, Ohio 45422  
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 robbery, a second degree felony, and was found guilty. Ebbing was sentenced to two years in prison, which term was to run consecutively to a one-year term imposed in connection with a conviction for failure

to comply with an order or signal of a police officer.

{¶ 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**.

.....

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

Copies mailed to:

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