IN THE COURT OF APPEALS FOR MONTGOMERY COUNTY, OHIO

STATE OF OHIO :

Plaintiff-Appellee : C.A. CASE NO. 19774

v. : T.C. CASE NO. 02 CR 4749

CHARLES K. MCALLISTER : (Criminal Appeal from

Common Pleas Court)

Defendant-Appellant

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<u>OPINION</u>

Rendered on the <u>14th</u> day of <u>November</u>, 2003.

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

CHARLES W. SLICER, III, Atty. Reg. No. 0059927, 111 W. First Street, Suite 401, Dayton, Ohio 45402

Attorney for Defendant-Appellant

CHARLES K. MCALLISTER, #A439-760, London Correctional Institute, P. O. Box 69, London, Ohio 43140-0069

Defendant-Appellant

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FREDERICK N. YOUNG, J.

{¶1} Charles K. McAllister entered a plea of guilty by way of bill of information

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to one count of attempt to commit robbery (by force). He was sentenced to a term of

seventeen months imprisonment. McAllister filed a notice of appeal, and in due course,

his appointed appellate counsel field an extensive Anders brief, which thoroughly

examined the record and the law and concluded that there were no meritorious issues

for appeal.

{¶2} On August 6, 2003, we informed McAllister of the fact that his counsel had

filed an Anders brief and granted him sixty days from August 6, 2003 to file his pro se

brief, if any.

{¶3} No such pro se brief has been filed.

{¶4} We have thoroughly examined the record of the proceedings in this case,

and we agree with the assessment of appellate counsel that there are no meritorious

issues for appellate review.

{¶5} The judgment appealed from will be affirmed.

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FAIN, P.J. and GRADY, J., concur.

Copies mailed to:

Carley J. Ingram Charles W. Slicer, III Charles K. McAllister

Hon. Mary E. Donovan