

**IN THE COURT OF APPEALS  
FIRST APPELLATE DISTRICT OF OHIO  
HAMILTON COUNTY, OHIO**

STATE OF OHIO,	:	APPEAL NO. C-080302
	:	TRIAL NO. B-0303118
Plaintiff-Appellee,	:	
	:	<i>JUDGMENT ENTRY.</i>
vs.	:	
LASHKELA STEELE,	:	
	:	
Defendant-Appellant.	:	

We consider this appeal on the accelerated calendar, and this judgment entry is not an opinion of the court.<sup>1</sup>

As part of a plea agreement, defendant-appellant, Lashkela Steele, pleaded guilty to one count of theft under R.C. 2913.02(A)(3). She was originally sentenced to five years' community control. After she violated terms of her community control several times and absconded twice, the trial court sentenced her to serve nine months' imprisonment.

As provided in *Anders v. California*,<sup>2</sup> Steele's appointed counsel has advised this court that, after a thorough review of the record, he can discern no arguable assignments of error to present on appeal, and he has advised Steele of this determination. Steele's counsel now asks this court to conduct an independent review

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<sup>1</sup> See S.Ct.R.Rep.Op. 3(A), App.R. 11.1(E), and Loc.R. 12.  
<sup>2</sup> (1967), 386 U.S. 738, 87 S.Ct. 1396.

of the record to determine whether the proceedings below were free from prejudicial error.<sup>3</sup> He has also filed a motion to withdraw as Steele's counsel.

After reviewing the entire record, we are satisfied that Steele's counsel has provided his client with a diligent and thorough search of the record, and that he has correctly concluded that the proceedings below were free from prejudicial error.<sup>4</sup> We hold that no grounds exist to support a meritorious appeal. Therefore, we affirm the trial court's judgment and overrule counsel's motion to withdraw. We find the appeal to be frivolous under App.R. 23 and R.C. 2505.35, but refrain from taxing costs and expenses against Steele because she is clearly indigent.

Further, a certified copy of this Judgment Entry shall constitute the mandate, which shall be sent to the trial court under App.R. 27. Costs shall be taxed under App.R. 24.

**PAINTER, P.J., SUNDERMANN and DINKELACKER, JJ.**

*To the Clerk:*

Enter upon the Journal of the Court on May 20, 2009

per order of the Court \_\_\_\_\_.  
Presiding Judge

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<sup>3</sup> See *State v. Dorsey*, 1st Dist. No. C-070147, 2007-Ohio-5869; *State v. Mackey* (Dec. 17, 1999), 1st Dist. No. C-990302; *Freels v. Hills* (C.A.6, 1988), 843 F.2d 958.

<sup>4</sup> See *Penson v. Ohio* (1988), 488 U.S. 75, 109 S.Ct. 346; *Dorsey*, supra.