

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

STATE OF OHIO ,	:	APPEAL NO. C-080662
Plaintiff-Appellee,	:	TRIAL NO. B-0801038
vs.	:	<i>JUDGMENT ENTRY.</i>
LISA PHILLIPS,	:	
Defendant-Appellant.	:	

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

In this delayed appeal, defendant-appellant Lisa Phillips challenges her convictions for aggravated robbery, aggravated burglary, robbery, and burglary. Phillips had preyed upon three elderly victims. In exchange for Phillips's guilty pleas to these charges, the state dismissed five additional felony charges. The trial court conducted the required Crim.R. 11(C) colloquy, accepted the pleas, found Phillips guilty, and ultimately imposed an aggregate sentence of 18 years' imprisonment. The trial court also credited Phillips for confinement already served and ordered restitution to the victims.

Pursuant to *Anders v. California*,² Phillips's appointed appellate counsel has advised this court that, after a thorough review of the record, he can find nothing that would arguably support this appeal. Appellate counsel has communicated his conclusion

¹ See S.Ct.R.Rep.Op. 3(A), App.R. 11.1(E), and Loc.R. 12.

² (1967), 386 U.S. 738, 87 S.Ct. 1396.

to Phillips, has consulted with Phillips, and has moved this court for permission to withdraw as counsel.³ In his brief, appointed counsel identifies the various issues that Phillips believes affected the fairness of the proceeding below.

Counsel now requests that this court independently examine the record to determine whether the appeal is wholly frivolous.⁴ We have done so, and we concur in counsel's conclusion that the proceedings below were free of error prejudicial to Phillips. We, therefore, overrule counsel's motion to withdraw from his representation of Phillips and affirm the judgment of the trial court.

Our determination that the proceedings below were free of prejudicial error also compels our conclusion that there were no reasonable grounds for this appeal. But because of Phillips's indigency, we allow no penalty.

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.

HENDON, P.J., SUNDERMANN and CUNNINGHAM, JJ.

To the Clerk:

Enter upon the Journal of the Court on August 12, 2009
per order of the Court _____.
Presiding Judge

³ See *id.* at 744, 87 S.Ct. 1396; see, also, *Freels v. Hills* (C.A.6, 1988), 843 F.2d 958, 962.

⁴ See *id.*