

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

STATE OF OHIO,	:	APPEAL NO. C-090216
	:	TRIAL NO. B-0808995
Plaintiff-Appellee	:	
v.	:	
	:	<i>JUDGMENT ENTRY.</i>
JAMES WILLIAMS	:	
	:	
Defendant-Appellant.	:	

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

Defendant-appellant James Williams pleaded guilty to two counts of burglary, both second-degree felonies. Following a presentence investigation (“PSI”) and a hearing, the trial court sentenced Williams to consecutive prison terms of four years and six years. Williams now appeals. We affirm.

In his sole assignment of error, Williams contends that his sentences were excessive and contrary to law. They were neither. Before sentencing Williams, the court stated on the record that it had considered the applicable sentencing provisions. The court also had reviewed Williams’s PSI report and the victim impact statements, and it had considered all matters presented at the sentencing hearing, including Williams’s prior prison sentences. And it is not disputed that Williams’s sentences fell within the ranges

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

**OHIO FIRST DISTRICT COURT OF APPEALS**

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provided by law. We therefore overrule this assignment of error on the authority of *State v. Foster*<sup>2</sup> and *State v. Kalish*.<sup>3</sup>

The judgment of the trial court is affirmed.

Further, a certified copy of this judgment entry shall be sent to the trial court under App.R. 27. Costs shall be taxed under App.R.24.

**HENDON, P.J., DINKELACKER and MALLORY, JJ.**

*To the Clerk:*

Enter upon the Journal of the Court on November 18, 2009  
per order of the Court \_\_\_\_\_.  
Presiding Judge

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<sup>2</sup> 109 Ohio St.3d 1, 2006-Ohio-856, 845 N.E.2d 470.

<sup>3</sup> 120 Ohio St.3d 23, 2008-Ohio-4912, 896 N.E.2d 124.