

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

STATE OF OHIO,	:	APPEAL NO. C-110197
	:	TRIAL NO. B-1008135-A
Plaintiff-Appellee,	:	
	:	<i>JUDGMENT ENTRY.</i>
vs.	:	
JOSEPH BRITTO,	:	
	:	
Defendant-Appellant.	:	

Following his guilty plea, defendant-appellant Joseph Britto was convicted of receiving stolen property in violation of R.C. 2913.51(A). The trial court sentenced Britto to a nine-month prison term with credit for time served. Britto now appeals.

In conformity with *Anders v. California* and its progeny, Britto's appointed counsel has advised this court that, after a thorough review of the record, she can find nothing that would arguably support Britto's appeal. *Anders v. California* (1967), 386 U.S. 738, 87 S.Ct. 1396; *Freels v. Hills* (C.A.6, 1988), 843 F.2d 958; *In re Booker* (1999), 133 Ohio App.3d 387, 728 N.E.2d 405; *State v. Williams*, 183 Ohio App.3d 757, 2009-Ohio-4389, 918 N.E.2d 1043. Counsel has advised Britto that she has not found any prejudicial errors, and counsel has provided Britto an opportunity to raise any such error for our review. Appellate counsel has further filed a motion to withdraw as counsel in accordance with *Anders*.

Counsel now asks this court to review the record independently to determine whether the appeal is wholly frivolous. See *Anders* at 744; see, also, *Freels*, *supra*. We have done so, and we concur in counsel's conclusion that the proceedings below were

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free of prejudicial error. We, therefore, overrule counsel's motion to withdraw from her representation of Britto and affirm the judgment of the trial court.

While there are no reasonable grounds for this appeal, because Britto is indigent, 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.

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

To the clerk:

Enter upon the journal of the court on December 21, 2011
per order of the court _____.
Presiding Judge