

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

STATE OF OHIO,	:	APPEAL NO. C-130805
Plaintiff-Appellee,	:	TRIAL NO. B-1203531
vs.	:	
JAVIER SWEETEN,	:	<i>JUDGMENT ENTRY.</i>
Defendant-Appellant.	:	

We consider this appeal on the accelerated calendar, and this judgment entry is not an opinion of the court. *See* S.Ct.R.Rep.Op. 2; App.R. 11.1(E); 1st Dist. Loc.R. 11.1.1.

Defendant-appellant Javier Sweeten appeals the judgment of the trial court sentencing him to ten years in prison following his guilty pleas to four counts of burglary.

In his first assignment of error, Sweeten contends that the trial court erred by accepting his guilty pleas because his pleas were not knowing, voluntary, and intelligent.

The record does not support Sweeten's assertion that he may have pleaded otherwise had the prosecutor stated the underlying facts of the crimes at the plea hearing. *See State v. Nero*, 56 Ohio St.3d 106, 107, 564 N.E.2d 474 (1990). Although the record indicates that Sweeten shirked responsibility for the crimes during his presentence investigation and mental-health evaluation, which took place after Sweeten

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pleaded guilty, Sweeten later reaffirmed responsibility for the crimes at the sentencing hearing. Upon review of the entire plea colloquy, we conclude that Sweeten's pleas were entered knowingly, intelligently, and voluntarily. *See* Crim.R. 11(C). We overrule Sweeten's sole assignment of error.

The judgment of the trial court is affirmed.

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.

HENDON, P.J., FISCHER and DEWINE, JJ.

To the clerk:

Enter upon the journal of the court on November 21, 2014
per order of the court _____.
Presiding Judge