

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

STATE OF OHIO,	:	APPEAL NO. C-200060
		TRIAL NO. B-1604497
Plaintiff-Appellee,	:	
		<i>JUDGMENT ENTRY.</i>
vs.	:	
BRITNEY MAYES,	:	
Defendant-Appellant.	:	

We consider this appeal on the accelerated calendar, and this judgment entry is not an opinion of the court. *See* Rep.Op.R. 3.1; App.R. 11.1(E); 1st Dist. Loc.R. 11.1.1.

Defendant-appellant’s appointed counsel has advised this court that, after a thorough review of the record, he can find nothing that would arguably support appellant’s appeal, and that the appeal is wholly frivolous. *See Anders v. California*, 386 U.S. 738, 87 S.Ct. 1396, 18 L.Ed.2d 493 (1967); *see also Freels v. Hills*, 843 F.2d 958 (6th Cir.1988). Counsel, as required by *Anders*, has communicated this conclusion to appellant, and has offered appellant an opportunity to respond and to raise any issues. According to counsel, appellant stated “her trial attorneys did not thoroughly investigate her case and were not prepared for trial.” Counsel has also moved this court for permission to withdraw as counsel. *See Anders* at 744; *see also* 1st Dist. Loc.R. 16.2(C)(1) and 16.2(D)(2).

Counsel now requests that this court independently examine the record to determine whether the appeal is wholly frivolous. *See Anders* at 744. We have done so, and we agree with counsel's conclusion that the proceedings below were free of error prejudicial to appellant and that no grounds exist to support a meritorious appeal of her conviction for aggravated murder, after her guilty plea. Therefore, we overrule counsel's motion to withdraw from his representation of appellant, and affirm the judgment of the trial court.

We note, however, that the sentencing entry contains a clerical error, as it reflects the trial court imposed a sentence of "20 Yrs to LIFE, Credit 1251 Days DEPARTMENT OF CORRECTIONS," instead of the agreed sentence the court actually imposed at the sentencing hearing: "life imprisonment with parole eligibility after serving twenty years of imprisonment, with credit for 1251 days served." Thus, we remand the cause for the trial court correct the clerical error by nunc pro tunc entry.

We hold that this appeal is frivolous under App.R. 23 and without "reasonable cause" under R.C. 2505.35. But we refrain from taxing costs and expenses against appellant because she is 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.

**BERGERON, P.J., CROUSE AND WINKLER, JJ.**

To the clerk:

Enter upon the journal of the court on February 3, 2021,  
per order of the court \_\_\_\_\_.  
Administrative Judge