

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

STATE OF OHIO,	:	APPEAL NO. C-170557
	:	TRIAL NO. B-1005189
Plaintiff-Appellee,	:	
vs.	:	<i>JUDGMENT ENTRY.</i>
MARK BOSSE,	:	
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.

On December 7, 2016, defendant-appellant Mark Bosse was convicted of one count of nonsupport of dependents and placed on community control. On October 10, 2017, Bosse's community control was terminated unsuccessfully for his failure to maintain full-time employment. The trial court sentenced him to 90 days in the Hamilton County Justice Center, with credit for 25 days. Bosse did not seek a stay of his sentence below or in this court, and records indicate that Bosse has completed his sentence. In one assignment of error, Bosse claims that it was error for the trial court to revoke his community control and impose a jail term.

This appeal deals only with a sentencing issue. While an appeal challenging a felony *conviction* is not moot when the entire sentence has been served because of the collateral disabilities that can accompany it, this rationale does not apply when the sole issue on appeal is the propriety of the sentence. *State v. Verdream*, 7th Dist. Mahoning No. 02CA222, 2003-Ohio-7284, ¶ 13. Because Bosse has already completed his sentence and has not challenged the underlying conviction, this appeal is moot. Therefore, the appeal is dismissed.

OHIO FIRST DISTRICT COURT OF APPEALS

A certified copy of this judgment entry is the mandate, which shall be sent to the trial court under App.R. 27. Costs shall be taxed under App.R. 24.

MOCK, P.J., ZAYAS and DETERS, JJ.

To the clerk:

Enter upon the journal of the court on August 1, 2018

per order of the court _____.

Presiding Judge

