

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

STATE OF OHIO,	:	APPEAL NO. C-080545
	:	TRIAL NO. B-0802553
Plaintiff-Appellee,	:	
vs.	:	<i>JUDGMENT ENTRY.</i>
ANTAWN SILER,	:	
Defendant-Appellant.	:	

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

In exchange for defendant-appellant Antawn Siler's guilty pleas to charges of carrying a concealed weapon and tampering with evidence, the state dismissed a charge of obstructing official business. The trial court sentenced Siler to an aggregate prison term of three years.

Pursuant to *Anders v. California*,² Siler's appointed appellate counsel has advised this court that, after a thorough review of the record, he can find nothing that would arguably support Siler's appeal. Consequently, counsel has sought to withdraw from representation and requests that this court, consistent with *Anders*, independently review the record to determine whether the proceedings below were free of prejudicial error.

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

² (1967), 386 U.S. 738, 87 S.Ct. 1396.

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As required by *Anders*, counsel has given Siler an opportunity to provide grounds for appeal. Siler has not raised any errors for our review.

After examining the entire record, we are satisfied that counsel has provided Siler with a diligent and thorough review of the record and has correctly concluded that the proceedings below were free of prejudicial error. Consequently, we hold that Siler's appeal is wholly frivolous. We overrule counsel's motion to withdraw and affirm the judgment of the trial court.

Although we have concluded that this appeal is frivolous pursuant to App.R. 23 and is without "reasonable cause" under R.C. 2505.35, we refrain from taxing costs and expenses against Siler because it is clear from the record that he 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.

HENDON, P.J., HILDEBRANDT and PAINTER, JJ.

To the Clerk:

Enter upon the Journal of the Court on February 25, 2009
per order of the Court _____.
Presiding Judge