# CAPTION: STATE V. MCCOY

**02-08-23**

APPEAL NOS.: C-220279

C-220281

TRIAL NO.: B-2004388

KEY WORDS: REAGAN TOKES LAW – SENTENCING – MOTION TO WITHDRAW GUILTY PLEA

SUMMARY:

The trial court properly denied defendant’s motion to withdraw his guilty pleas where the court sufficiently addressed the factors set forth in *State v. Fish*, 104 Ohio App.3d 236, 240, 661 N.E.2d 788 (1st Dist.1995).

The trial court properly imposed an indefinite sentence pursuant to the Reagan Tokes Law as this court held that the Reagan Tokes Law is constitutional on its face in *State v. Guyton*, 1st Dist. Hamilton No. C-190657, 2022-Ohio-2962, *appeal accepted*, 168 Ohio St.3d 1418, 2022-Ohio-3752, 196 N.E.3d 850.

JUDGMENT: AFFIRMED AND CAUSE REMANDED

JUDGES: OPINION by BERGERON, J.; CROUSE, P.J., and ZAYAS, J., CONCUR.