# CAPTION: STATE V. STALLWORTH

**09-20-23**

APPEAL NO.: C-220247

TRIAL NO.: B-1705451

KEY WORDS: SENTENCING – MOTION TO WITHDRAW GUILTY PLEA – EARNED CREDIT

SUMMARY:

Where defendant was advised that any prison term would be mandatory and that he may be eligible for earned credit if he met statutory criteria, but that such credit was not automatic, the trial court did not abuse its discretion in denying defendant’s postsentence motion to withdraw his guilty pleas on the basis that he could not earn credit for prison programming.

JUDGMENT: AFFIRMED

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