# CAPTION: STATE V. SHAW

**09-13-23**

APPEAL NO.: C-230089

TRIAL NO.: B-2203717

KEY WORDS: APPELLATE REVIEW – PLEAS – SENTENCING – R.C. 2953.08(G)(2)

SUMMARY:

 Pursuant to R.C. 2953.08(G)(2), the appellate court had no authority to review the trial court’s imposition of a sentence exceeding the recommended sentence of a plea agreement because the trial court was not bound by the recommended sentence, considered all relevant factors, and provided notice that the court may deviate from the recommended sentence.

JUDGMENT: AFFIRMED

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