**CAPTION: STATE V. BROWNER**

**04-24-24**

APPEAL NO.: C-240058

TRIAL NO.: 22CRB-13026

KEY WORDS: SENTENCING – MODIFICATION – RIPENESS – R.C.2947.151 – PLAIN ERROR

SUMMARY:

The trial court did not commit plain error when it ordered that defendant was not eligible for sentence reduction programs under R.C. 2947.151 after defendant pleaded guilty to a community-control violation and the trial court imposed the remainder of defendant’s suspended sentence.

The trial court’s order that defendant was not eligible for a sentence reduction under R.C. 2947.151 after imposing the remainder of his suspended sentence was not a modification of his sentence, but an instruction to the sheriff on how defendant was to serve out his incarceration.

JUDGMENT: AFFIRMED

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