

NOT DESIGNATED FOR PUBLICATION

STATE OF LOUISIANA

COURT OF APPEAL

FIRST CIRCUIT

2006 KA 2331

STATE OF LOUISIANA

VERSUS

OCEANIA M. RAMSEY

**On Appeal from the 19th Judicial District Court
Parish of East Baton Rouge, Louisiana
Docket No. 05-04-0075, Section VIII
Honorable Leon A. Cannizzaro, Jr., and
Honorable Wilson Fields, Judges Presiding**

**Doug Moreau
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State of Louisiana**

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Louisiana Appellate Project
Baton Rouge, LA**

**Attorney for
Defendant-Appellant
Oceania M. Ramsey**

BEFORE: PARRO, GUIDRY, AND McCLENDON, JJ.

Judgment rendered May 4, 2007

Handwritten signature and initials in the left margin, appearing to be 'A 18' and 'JMK'.

PARRO, J.

The defendant, Oceania M. Ramsey, was charged by bill of information with manslaughter, a violation of LSA-R.S. 14:31. On January 30, 2006, pursuant to a plea agreement, the defendant entered a plea of guilty as charged. Following a **Boykin** examination, the trial court accepted the defendant's guilty plea and set the matter for sentencing. On April 25, 2006, at the conclusion of a sentencing hearing, the trial court sentenced the defendant to imprisonment at hard labor for twenty years. The defendant moved for reconsideration of the sentence. The trial court granted the motion, vacated the previously imposed sentence, and resentenced the defendant to imprisonment at hard labor for fifteen years. The defendant now appeals. We affirm the defendant's conviction and sentence.

Because defendant pled guilty, there was no trial testimony regarding the facts of this case. Additionally, no factual basis was set forth at the **Boykin** hearing. The transcript of the hearing on the defendant's motion to reconsider sentence reflects that the defendant fatally stabbed her boyfriend, Lenard Leday, during an argument.

On appeal, the court-appointed appellate counsel for the indigent defendant filed a brief containing no assignments of error. Defense counsel also filed a motion to withdraw. Referring to the procedures outlined in **State v. Benjamin**, 573 So.2d 528 (La. App. 4th Cir. 1990), counsel indicated that after a careful and conscientious review of the record, he could find no non-frivolous issues to raise on appeal. See also **State v. Jyles**, 96-2669 (La. 12/12/97), 704 So.2d 241 (per curiam); **State v. Mouton**, 95-0981 (La. 4/28/95), 653 So.2d 1176, 1177 (per curiam).

A copy of defense counsel's brief was sent to the defendant. Defense counsel has informed the defendant of her right to file a pro se brief on her own behalf. The defendant has not filed a pro se brief with this court.

This court has conducted an independent review of the entire record in this matter, including a review for error under LSA-C.Cr.P. art. 920(2). We have found no reversible errors. Furthermore, we agree with counsel's assertion that there are no non-frivolous

issues or trial court rulings that arguably support this appeal. Accordingly, the defendant's conviction and sentence are affirmed. Defense counsel's motion to withdraw is granted.

**CONVICTION AND SENTENCE AFFIRMED; MOTION TO WITHDRAW
GRANTED.**