IN THE COURT OF CRIMINAL APPEALS OF	TENNES	SEE	
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AT KNOXVILLE			J

AT KNOXVILLE

NOVEMBER 1995 SESSION

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December 21, 1995

Cecil Crowson, Jr.

C.C.A. NO. 03001-9507-CR-60192

STATE OF TENNESSEE,

Appellee

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JOHNNY MACK LAMB,

Appellant

FOR THE APPELLANT:

Tony McGuire 108 Sherway Road Knoxville, TN 37922 HON. RICHARD BAUMGARTNER

KNOX COUNTY

Post-conviction-burglary of non-habitation; misdemeanor theft of property

FOR THE APPELLEE:

Charles W. Burson Attorney General & Reporter

John P. Cauley Assistant Attorney General 450 James Robertson Parkway Nashville, TN 37243-0493

Randall E. Nichols **District Attorney General**

Robert L. Jolley, Jr. Assistant District Attorney General **City-County Building** Knoxville, TN 37902

OPINION FILED:

AFFIRMED

JOHN K. BYERS SENIOR JUDGE

OPINION

The petitioner, Johnny Mack Lamb, appeals from the dismissal of his petition for post-conviction relief after an evidentiary hearing, which he filed in an effort to have a conviction for burglary, entered in 1993, set aside.

The petitioner raises three issues on appeal which aver various reasons why the conviction should be set aside.

We have examined the record of the hearing on the petition for postconviction relief and the transcript of the plea of guilty entered by the defendant.

We find no error of fact or law in this record, and we affirm the judgment of the trial court pursuant to Rule 20, Tenn. Ct. Crim. App.

John K. Byers, Senior Judge

CONCUR:

Gary R. Wade, Presiding Judge

Joseph M. Tipton, Judge