

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

VERNELL WHITLEY,) ED103716
)
 Appellant,) Appeal from the Circuit Court
) of the City of St. Louis
 v.) 1422-CC09888
)
 STATE OF MISSOURI,) Honorable Julian L. Bush
)
 Respondent.) Filed: October 18, 2016

Vernell Whitley (Movant) appeals from the motion court’s judgment denying his Rule 24.035 motion after an evidentiary hearing.

AFFIRMED.

Division Four Holds: The motion court did not clearly err in denying Movant’s motion for post-conviction relief, because Movant failed to prove prejudice from his plea counsel’s alleged ineffectiveness, in that Movant did not prove he would not have pled guilty but for his plea counsel’s failure to advise him that by pleading guilty he would waive his right to appeal the trial court’s ruling on his asserted speedy-trial violation.

Opinion by: Gary M. Gaertner, Jr., J.
James M. Dowd, P.J., and Kurt S. Odenwald, J., concur.

Attorneys for Appellant: Amy Faerber

Attorneys for Respondent: Chris Koster and Karen L. Kramer

**THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT.
IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND
SHOULD NOT BE QUOTED OR CITED.**