

**OPINION SUMMARY**

**MISSOURI COURT OF APPEALS EASTERN DISTRICT**

GARY MAY, Jr.,	)	No. ED93155
	)	
Movant/Appellant,	)	Appeal from the Circuit Court
	)	of the City of St. Louis
v.	)	
	)	
STATE OF MISSOURI,	)	
	)	
Respondent.	)	Filed: January 19, 2010

Gary May Jr. (Movant) appeals from the motion court’s denial, without an evidentiary hearing, of his Rule 24.035 motion for post-conviction relief. The motion court found that because Movant’s guilty pleas were knowingly and voluntarily entered, he waived any complaint about his plea counsel’s failure to challenge potential evidence.

On appeal, Movant argues that his plea counsel was ineffective for failing to file a motion to suppress Movant’s confession.

**AFFIRMED**

Division Four Holds: The entire record conclusively supports the motion court’s finding that Movant entered a voluntary guilty plea, thereby waiving any complaints about his plea counsel’s failure to file a motion to suppress evidence. Thus, we conclude that the motion court’s denial of Movant’s motion for post-conviction relief without an evidentiary hearing was not clearly erroneous.

Opinion by: Kurt S. Odenwald, P.J.  
George W. Draper III, J., and Gary M. Gaertner, Jr., Concur

Attorney for Appellant: Gwenda Renee Robinson

Attorney for Respondent: Chris Koster and Mary H. Moore

**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.**