OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

DIVISION FIVE

STATE OF MISSOURI, Respondent,	)	No. ED93538
	)	Appeal from the Circuit Court
vs.	)	of the City of St. Louis
	)	Honorable John J. Riley
CHARLES E. CHAMBERS, Appellant.	)	Filed: November 30, 2010

Charles Chambers (Defendant) appeals the judgment of conviction entered after a jury found him guilty of robbery in the first degree and armed criminal action. Defendant claims the trial court erred in: (1) overruling Defendant's request for a mistrial when the prosecutor asked Defendant why he did not inform the police that he found the victim's cash on the sidewalk; (2) submitting a jury instruction that listed all of Defendant's prior offenses; (3) overruling Defendant's objection that the prosecutor improperly personalized her closing argument; and (4) entering a written judgment and sentence that materially differed from its oral pronouncement of sentence.

AFFIRMED AS MODIFIED.

Division Five Holds: The trial court did not err in: (1) overruling Defendant's request for a mistrial when the prosecutor cross-examined Defendant as to his post-arrest, pre-*Miranda* silence; (2) submitting to the jury an impeachment instruction specifying each of Defendant's prior convictions; and (3) overruling Defendant's objection to the prosecutor's closing argument. The trial court did err in entering a written judgment that did not accurately reflect the trial court's oral pronouncement of conviction and sentence. We therefore correct Defendant's judgment to reflect the trial court's oral pronouncement of sentence.

Opinion by: Patricia L. Cohen, J. Gary M. Gaertner, Jr., P.J., and Mary K. Hoff, J., concur.

Attorney for Appellant: Gwenda R. Robinson

Attorney for Respondent: Shaun J. Mackelprang

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.