

## OPINION SUMMARY

### MISSOURI COURT OF APPEALS EASTERN DISTRICT

#### DIVISION ONE

STATE OF MISSOURI,	)	No. ED99907
	)	
Respondent,	)	Appeal from the Circuit Court
	)	of St. Louis County
vs.	)	
	)	Honorable Thea Sherry
NASIR N. AHMAD,	)	
	)	
Appellant.	)	FILED: March 18, 2014

Nasir Ahmad ("Appellant") appeals from the trial court's judgment dismissing his motion to withdraw his guilty plea under Rule 29.07(d).

DISMISSED.

Division One Holds: After Appellant pled guilty, the plea court suspended imposition of sentence ("SIS") and Appellant received probation. Appellant successfully completed his term of probation under the SIS and was discharged from probation. Six years later, Appellant filed a motion to withdraw his guilty plea under Rule 29.07(d). Having received an SIS and having successfully completed probation, and thereafter being discharged, Rule 29.07(d) is not available to Appellant. The trial court was correct in dismissing Appellant's motion for lack of jurisdiction, and because our jurisdiction derives from the trial court, we too are without jurisdiction.

Opinion by: Roy L. Richter, P.J.  
Clifford H. Ahrens, J., and Glenn A. Norton, J., concur.

Attorneys for Appellant: James O. Hacking III, Jennifer L. Shoulberg  
Attorneys for Respondent: CHRIS KOSTER, Gregory L. Barnes

**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.**