MISSOURI COURT OF APPEALS
WESTERN DISTRICT

STATE OF MISSOURI,
RESPONDENT

vs.

JAMES J. HAMILTON,
APPELLANT

DOCKET NUMBER WD82784

DATE: JULY 7, 2020

Appeal from:

The Circuit Court of Clay County, Missouri
The Honorable Shane T. Alexander, Judge

Appellate Judges:

Division Three: Thomas Chapman, Presiding Judge, Edward R. Ardini, Jr. Judge and W. Douglas Thomson, Judge

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Attorneys:

Evan J. Buchheim, for Respondent

James J. Hamilton, Appellant Pro-se

MISSOURI APPELLATE COURT OPINION SUMMARY

MISSOURI COURT OF APPEALS
WESTERN DISTRICT

STATE OF MISSOURI, RESPONDENT,
v.
JAMES J. HAMILTON, APPELLANT.

WD82784 Clay County

Before Division Three Judges: Thomas N. Chapman, Presiding Judge, Edward R. Ardini, Jr., Judge, and W. Douglas Thomson, Judge

James Hamilton appeals from the denial of his 29.07(d) motion to withdraw his guilty pleas to kidnapping and robbery in the first degree entered in 1996 by the Circuit Court of Clay County. Hamilton claims that his guilty pleas should be withdrawn for manifest injustice, arguing that the form of the trial court's denial of the motion was improper, that there was an inaccurate factual basis to support his pleas, and that his pleas were not knowing and voluntary because he was not afforded a proper mental examination.

DISMISSED.

Division Three holds:

Hamilton's claims should have been raised in a timely filed Rule 24.035 motion for post-conviction relief. Because Hamilton did not assert these claims in a timely filed Rule 24.035 motion, the claims are time-barred and procedurally defaulted.

Opinion by: Edward R. Ardini, Jr., Judge Date: July 7, 2020

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