

**IN THE COURT OF APPEALS
FIRST APPELLATE DISTRICT OF OHIO
HAMILTON COUNTY, OHIO**

STATE OF OHIO,	:	APPEAL NO. C-160916
Plaintiff-Appellee,	:	TRIAL NO. B-1603992
vs.	:	<i>JUDGMENT ENTRY.</i>
TREVON JACKSON,	:	
Defendant-Appellant.	:	

We consider this appeal on the accelerated calendar, and this judgment entry is not an opinion of the court. *See* Rep.Op.R. 3.1; App.R. 11.1(E); 1st Dist. Loc.R. 11.1.1.

On January 26, 2016, defendant-appellant Trevon Jackson was adjudicated delinquent for drug trafficking. Six months later, he was charged as an adult for having a weapon while under disability. While he initially entered a plea, he later sought to withdraw the plea, arguing that his adjudication was not a disability for the purposes of the weapons-under-disability statute. The trial court recast the motion as a motion to dismiss the indictment and overruled it. Jackson was convicted, and challenges the trial court's determination on his motion to dismiss in one assignment of error.

This court has held that a juvenile adjudication can constitute a disability for the purposes of the weapons-under-disability statute. *State v. Carnes*, 2016-Ohio-8019, 75 N.E.3d 774 (1st Dist.). This court has recently reaffirmed that position in *State v. Barfield*, 1st Dist. Hamilton No. C-160768, 2017-Ohio-8243. The trial court properly determined that Jackson's previous juvenile adjudication could serve as to establish the disability element of the offense of having a weapon while under disability. We overrule Jackson's sole assignment of error, and affirm the judgment of the trial court.

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A certified copy of this judgment entry is the mandate, which shall be sent to the trial court under App.R. 27. Costs shall be taxed under App.R. 24.

MOCK, P.J., MYERS and MILLER, JJ.

To the clerk:

Enter upon the journal of the court on November 9, 2017
per order of the court _____.
Presiding Judge

