

# Commonwealth of Kentucky

## Court of Appeals

NO. 2007-CA-000805-MR

ZACHARY TAYLOR

APPELLANT

v. APPEAL FROM WARREN CIRCUIT COURT  
HONORABLE JOHN R. GRISE, JUDGE  
INDICTMENT NO. 00-CR-00638 & 01-CR-00022

COMMONWEALTH OF KENTUCKY

APPELLEE

### OPINION AFFIRMING

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BEFORE: DIXON AND CLAYTON, JUDGES; GRAVES,<sup>1</sup> SENIOR JUDGE.

PER CURIAM: In September 2001, Zachary Taylor pled guilty in the Warren Circuit Court to charges of first-degree rape, second-degree rape, third-degree rape, and two counts of second-degree unlawful transaction with a minor. Appellant received a probated sentence of thirty years' imprisonment. Appellant's probation was subsequently revoked in January 2002. In 2006, Appellant filed motions pursuant to CR 60.02 and RCr 11.42 alleging ineffective assistance of counsel and the right to withdraw his guilty

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<sup>1</sup> Senior Judge John W. Graves sitting as Special Judge by assignment of the Chief Justice pursuant to Section 110(5)(b) of the Kentucky Constitution and Kentucky Revised Statutes (KRS) 21.580.

plea pursuant to RCr 8.10. Although the trial court denied RCr 11.42 relief, it amended the final judgment to reflect a total sentence of twenty years' imprisonment.

On appeal, Appellant, *pro se*, argues that the trial court erred in denying him the right to withdraw his guilty plea pursuant to RCr 8.10. We find this issue to be wholly without merit and affirm the trial court's order.

ALL CONCUR.

BRIEF FOR APPELLANT:

Zachary Taylor, *Pro Se*  
Sandy Hook, Kentucky

BRIEF FOR APPELLEE:

Gregory D. Stumbo  
Attorney General of Kentucky

George Seelig  
Assistant Attorney General  
Frankfort, Kentucky