

HUGHLEY, APPELLANT, v. SAUNDERS, WARDEN, APPELLEE.

[Cite as *Hughley v. Saunders*, 123 Ohio St.3d 446, 2009-Ohio-5585.]

*Habeas corpus — Adequate remedy exists for raising claim of sentencing error —
Court of appeals’ dismissal of petition affirmed.*

(No. 2009-1228 — Submitted October 20, 2009 — Decided October 28, 2009.)

APPEAL from the Court of Appeals for Fairfield County, No. 09-CA-18,
2009-Ohio-4912.

Per Curiam.

{¶ 1} We affirm the judgment of the court of appeals denying the petition of appellant, Kevin Hughley, for a writ of habeas corpus. Hughley had an adequate remedy by appeal to raise any error by the trial court in calculating his jail-time credit. *State ex rel. Rudolph v. Horton*, 119 Ohio St.3d 350, 2008-Ohio-4476, 894 N.E.2d 49, ¶ 3. Moreover, because he attacks only one of his sentences, he is not entitled to the writ. “ ‘Where a petitioner is incarcerated for several crimes, the fact that the sentencing court may have lacked jurisdiction to sentence him on one of the crimes does not warrant his release in habeas corpus.’ ” *Keith v. Bobby*, 117 Ohio St.3d 470, 2008-Ohio-1443, 884 N.E.2d 1067, ¶ 13, quoting *Swiger v. Seidner* (1996), 74 Ohio St.3d 685, 687, 660 N.E.2d 1214.

Judgment affirmed.

MOYER, C.J., and LUNDBERG STRATTON, O’CONNOR, O’DONNELL,
LANZINGER, and CUPP, JJ., concur.

PFEIFER, J., concurs in judgment only.

Kevin Hughley, pro se.

SUPREME COURT OF OHIO

Richard Cordray, Attorney General, and M. Scott Criss, Assistant
Attorney General, for appellee.
