

The petitioner, Rodney M. Butler, appeals the Madison County Circuit Court's dismissal of his petition for post-conviction relief from his conviction for driving under the influence of an intoxicant (DUI), fourth offense, a Class E felony, and resulting sentence of four years as a Range II, multiple offender to be served in the Department of Correction. On appeal, the petitioner claims he received the ineffective assistance of counsel because his trial attorney failed to prepare adequately for trial and failed to prevent the trial court from relying on one of the petitioner's prior DUI convictions, which was more than ten years old, for purposes of enhancement. We affirm the judgment of the trial court.