

IN THE COURT OF CRIMINAL APPEALS OF TENNESSEE

AT KNOXVILLE

AUGUST 1996 SESSION

**FILED**  
**September 25, 1996**  
**Cecil Crowson, Jr.**  
Appellate Court Clerk

ARTHUR CUTSHALL, )  
 )  
 APPELLANT, )  
 )  
 )  
 v. )  
 )  
 )  
 STATE OF TENNESSEE, )  
 )  
 )  
 APPELLEE. )

No. 03-C-01-9511-CC-00364

Carter County

Lynn W. Brown, Judge

(Habeas Corpus)

FOR THE APPELLANT:

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FOR THE APPELLEE:

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OPINION FILED: \_\_\_\_\_

AFFIRMED PURSUANT TO RULE 20

Joe B. Jones, Presiding Judge

## OPINION

The appellant, Arthur Cutshall, appeals as of right from a judgment of the trial court summarily dismissing his habeas corpus suit. The trial court ruled that the petition did not allege a ground that would warrant the issuance of habeas corpus relief. The petition alleged that he was denied his constitutional right to the effective assistance of counsel, that the assistant district attorney general violated Rule 11, Tennessee Rules of Criminal Procedure, during plea negotiations, that his guilty plea was “illegally obtained,” and that the trial court did not inform him of the minimum sentence for the offense in question. The appellant contends in this Court that the trial court erroneously dismissed his petition without an evidentiary hearing. After a thorough review of the record, the briefs submitted by the parties, and the law governing the issue presented for review, it is the opinion of this Court that the judgment of the trial court should be affirmed pursuant to Rule 20, Tennessee Court of Criminal Appeals.

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JOE B. JONES, PRESIDING JUDGE

CONCUR:

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PAUL G. SUMMERS, JUDGE

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DAVID G. HAYES, JUDGE