

Circuit Court for Queen Anne's County
Case No. 17-K-97-004789

UNREPORTED

IN THE APPELLATE COURT

OF MARYLAND

No. 77

September Term, 2025

JODY LEE MILES

v.

STATE OF MARYLAND

Reed,
Shaw,
Harrell, Glenn T., Jr.
(Senior Judge, Specially Assigned),

JJ.

PER CURIAM

Filed: December 3, 2025

*This is a per curiam opinion. Under Rule 1-104, the opinion is not precedent within the rule of stare decisis, nor may it be cited as persuasive authority.

— Unreported Opinion —

Jody Lee Miles,¹ appellant, appeals from the denials, by the Circuit Court for Queen Anne's County, of motions “to Correct Illegal Sentence Under Maryland Rule 4-345(a) and . . . to Revise Sentence under Maryland Rule 4-345(b).” Mr. Miles contended in the motions, and contends now, that “he is still under a death sentence,” and that the court’s “failure to notify [him] of his change of sentence constitute[s] an ‘irregularity.’” We disagree. “On January 20, 2015, the Governor formally commuted [Mr.] Miles’s sentence to a sentence of life without parole,” *Miles v. Hogan*, No. 2167, Sept. Term 2016 (filed February 12, 2018), slip op. at 3 (footnote omitted), and a sentence of life imprisonment without the possibility of parole is a legal sentence for a conviction of felony homicide. Also, Mr. Miles does not cite any authority that requires the court to “notify [him] of his change of sentence” when he has already been so notified by the Governor. We also note that on October 5, 2015, the court entered and sent to Mr. Miles an order in which it denied his third motion to reopen post-conviction proceedings. In the order, the court explicitly recognized that “Governor O’Malley commuted [Mr. Miles’s] sentence to life without

¹On April 2, 1997, [Mr.] Miles shot and killed Edward Atkinson during a robbery. [Mr. Miles] was tried by a jury in the Circuit Court for Queen Anne’s County from March 9 through March 12, 1998, after the case was removed from the Circuit Court for Wicomico County, and convicted of felony homicide, robbery with a deadly weapon, robbery[,] and use of a handgun in the commission of a crime of violence. A sentencing hearing was conducted on March 17-18, 1998. [Mr. Miles] was sentenced to death on March 19, 1998.

Miles v. State, 365 Md. 488, 499 (2001).

parole in January, 2015.” Hence, the court did not err in denying the motions to correct illegal sentence and to revise sentence.

**JUDGMENTS OF THE CIRCUIT COURT
FOR QUEEN ANNE’S COUNTY
AFFIRMED. COSTS TO BE PAID BY
APPELLANT.**