

July 10, 2007

Charles R. Fulbruge III  
Clerk

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 05-20079  
c/w No. 05-20367  
Summary Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

TONY CUNNINGHAM,

Defendant-Appellant.

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Appeals from the United States District Court  
for the Southern District of Texas  
USDC No. 4:01-CR-49-1  
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Before DeMOSS, STEWART and PRADO, Circuit Judges.

PER CURIAM:\*

The Federal Public Defender appointed to represent Tony Cunningham has moved for leave to withdraw and has filed a brief in accordance with Anders v. California, 386 U.S. 738 (1967). Cunningham has not filed a response. Our independent review of the brief and the record discloses no nonfrivolous issue for appeal. Accordingly, counsel's motion for leave to withdraw is GRANTED, counsel is excused from further responsibilities herein, and the APPEALS ARE DISMISSED. See 5TH CIR. R. 42.2.

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\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.