

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 01-40605
Conference Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

CLEMENTE SANCHEZ-RODRIGUEZ,

Defendant-Appellant.

Appeal from the United States District Court
for the Southern District of Texas
USDC No. M-01-CR-55-1

February 21, 2002

Before JOLLY, JONES, and BENAVIDES, Circuit Judges.

PER CURIAM:*

The Federal Public Defender appointed to represent Clemente Sanchez-Rodriguez (Sanchez) on appeal has moved for leave to withdraw and has filed a brief as required by Anders v. California, 386 U.S. 738 (1967). Sanchez has filed a letter in response to counsel's motion in which he moves to proceed pro se on appeal. Sanchez's motion to proceed pro se is DENIED. United States v. Wagner, 158 F.3d 901, 902-03 (5th Cir. 1998).

Our independent review of the brief and the record discloses no nonfrivolous appellate issue. Accordingly, counsel's motion

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

for leave to withdraw is GRANTED, counsel is excused from further responsibilities herein, and the APPEAL IS DISMISSED. 5TH CIR.

R. 42.2.