

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 02-20012  
Summary Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

ALFREDO PORTILLO-MIRANDA,

Defendant-Appellant.

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. H-01-CR-496-2  
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December 12, 2002

Before DAVIS, WIENER and EMILIO M. GARZA, Circuit Judges.

PER CURIAM:\*

Robert W. Higgason, court-appointed counsel for Alfredo Portillo-Miranda, has moved for leave to withdraw and has filed a brief pursuant to Anders v. California, 386 U.S. 738 (1967). Portillo-Miranda has filed a pro se response brief. Our review of the briefs filed by counsel and Portillo-Miranda and of the record discloses no nonfrivolous issue for appeal. Accordingly, the motion for leave to withdraw is GRANTED, counsel is excused

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

from further responsibilities, and the APPEAL IS DISMISSED.

See 5TH CIR. R. 42.2. Because his appeal is frivolous, Portillo-Miranda's motion for appointment of counsel is DENIED.

The court notes that Portillo-Miranda did not plead guilty to harboring illegal aliens, as that charge was dismissed by the Government.