

October 30, 2003

Charles R. Fulbruge III
Clerk

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 03-10537

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

OMAR JUSTINO GARCIA-TORRES,

Defendant-Appellant.

Appeal from the United States District Court
for the Northern District of Texas
USDC No. 1:03-CR-7-ALL

Before JOLLY, WIENER, and CLEMENT, Circuit Judges.

PER CURIAM:*

The Federal Public Defender, court-appointed counsel for Omar Justino Garcia-Torres (Garcia-Torres) has requested leave to withdraw from this appeal and has filed a brief as required by Anders v. California, 386 U.S. 738 (1967). Garcia-Torres has received a copy of counsel's motion and brief but has not filed a response. Our independent review of the brief and the record discloses no nonfrivolous issues for appeal. 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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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, and the appeal is DISMISSED. See 5TH CIR.

R. 42.2.

APPEAL DISMISSED; MOTION TO WITHDRAW GRANTED.