United States Court of Appeals Fifth Circuit

## FILED

IN THE UNITED STATES COURT OF APPEALS

April 26, 2006

FOR THE FIFTH CIRCUIT

Charles R. Fulbruge III Clerk

No. 04-41248 Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

JOSE LUIS ORTIZ,

Defendant-Appellant.

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Appeal from the United States District Court for the Southern District of Texas USDC No. 7:03-CR-624-2

Before JONES, Chief Judge, and WIENER and DeMOSS, Circuit Judges.

PER CURIAM:\*

Larry Chris Iles, appointed to represent Jose Luis Ortiz, has filed a motion to withdraw and brief pursuant to <u>Anders v.</u> <u>California</u>, 386 U.S. 738, 744 (1967). Ortiz has not filed a response. Our independent review of the brief and the record discloses no nonfrivolous issue in this direct appeal. Accordingly, the motion for leave to withdraw is GRANTED, counsel is excused from further responsibilities herein, and the APPEAL IS DISMISSED. <u>See</u> 5TH CIR. R. 42.2.