

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 00-30653
Summary Calendar

UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

ALLEN YATES

Defendant - Appellant

Appeal from the United States District Court
for the Eastern District of Louisiana
USDC No. 88-CR-485-LLM

January 23, 2001

Before KING, Chief Judge, and WIENER and DENNIS, Circuit Judges.

PER CURIAM:*

The Federal Public Defender appointed to represent Allen Yates has moved for leave to withdraw and has filed a brief as required by Anders v. California, 386 U.S. 738 (1967). Yates has filed a response to counsel's motion which, liberally construed, urges this court to deny counsel's motion on the ground that Yates' sentencing raises a meritorious issue for appeal. Our independent review of the brief, Yates' response, and the record discloses no nonfrivolous issue. Accordingly, counsel's motion for leave to withdraw is GRANTED, counsel is excused from further

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

responsibilities herein, and the APPEAL IS DISMISSED. See 5th
Cir. R. 42.2.