

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 00-40662
Conference Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

MITCHELL HAYWARD BAILEY,

Defendant-Appellant.

Appeal from the United States District Court
for the Southern District of Texas
USDC No. C-00-CR-24-1

April 12, 2001

Before JOLLY, HIGGINBOTHAM, and JONES, Circuit Judges.

PER CURIAM:*

The attorney appointed to represent Mitchell Hayward Bailey has filed a motion to withdraw from representation of Bailey and a brief as required by *Anders v. California*, 386 U.S. 738 (1967). Bailey has not responded to counsel's brief. Our independent review of the brief and the record discloses no nonfrivolous issue. Accordingly, counsel's motion to withdraw is GRANTED; counsel is excused from further responsibilities herein and the APPEAL IS DISMISSED. See 5TH CIR. R. 42.2.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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