

UNITED STATES COURT OF APPEALS
FIFTH CIRCUIT

No. 01-40168

(Summary Calendar)

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

CRUZ PERALTA-SOTO,

Defendant - Appellant.

Appeal from the United States District Court
For the Southern District of Texas
USDC No. B-00-CR-416-1

August 24, 2001

Before JONES, SMITH, and EMILIO M. GARZA, Circuit Judges.

PER CURIAM:*

The Federal Public Defender, appointed to represent Cruz Peralta-Soto (“Peralta”), has requested leave to withdraw as counsel and has filed a brief as required by *Anders v. California*, 386 U.S. 738 (1967). Peralata has not filed a response to counsel’s motion to withdraw. Our

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

independent review of the brief and the record discloses no nonfrivolous issue for appeal. Accordingly, the motion for leave to withdraw is GRANTED, counsel is excused from further responsibilities in this case, and the APPEAL IS DISMISSED. 5th Cir. R. 42.2.