

April 24, 2003

Charles R. Fulbruge III  
Clerk

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 02-20537  
c/w No. 02-20598  
Conference Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

HUGO GARZA GARZA,

Defendant-Appellant.

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Appeals from the United States District Court  
for the Southern District of Texas  
USDC No. H-01-CR-258-ALL  
USDC No. H-00-CR-775-5  
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Before DAVIS, BARKSDALE, and STEWART, Circuit Judges.

PER CURIAM:\*

Counsel appointed to represent Hugo Garza Garza ("Garza") on appeal has moved for leave to withdraw as counsel and has filed a brief as required by Anders v. California, 386 U.S. 738 (1967). Garza has filed an untimely response to counsel's motion and brief. Our independent review of the record discloses no non-frivolous issue for appeal. Accordingly, counsel's motion

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

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for leave to withdraw is GRANTED, counsel is excused from further responsibilities herein, and the APPEAL IS DISMISSED. See 5TH CIR. R. 42.2.