

**IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

United States Court of Appeals
Fifth Circuit

FILED

October 21, 2009

Charles R. Fulbruge III
Clerk

No. 08-50789

Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee

v.

MARK ALLEN CISNEROS,

Defendant-Appellant

Appeal from the United States District Court
for the Western District of Texas
USDC No. 7:05-CR-156-1

Before JOLLY, WIENER, and ELROD, Circuit Judges.

PER CURIAM:*

The attorney appointed to represent Mark Allen Cisneros has moved for leave to withdraw and has filed a brief in accordance with *Anders v. California*, 386 U.S. 738 (1967). Cisneros has filed a response. Our independent review of the record, counsel's brief, and Cisneros' response discloses no nonfrivolous issue for appeal. Accordingly, counsel's motion for leave to withdraw is GRANTED,

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

counsel is excused from further responsibilities herein, and the APPEAL IS DISMISSED. *See* 5TH CIR. R. 42.2.