

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

United States Court of Appeals  
Fifth Circuit

**FILED**

August 20, 2013

Lyle W. Cayce  
Clerk

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No. 12-20686

Conference Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee

v.

JOSE MANUEL MENDOZA HERNANDEZ, also known as Jose Manuel Mendoza-Hernandez, also known as Jose Hernandez, also known as Emanurl Hernandez Arteca, also known as Marino Sanches Vasquez,

Defendant-Appellant

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. 4:12-CR-132-1

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Before HIGGINBOTHAM, SMITH, and GRAVES, Circuit Judges.

PER CURIAM:\*

The Federal Public Defender appointed to represent Jose Manuel Mendoza Hernandez has moved for leave to withdraw and has filed a brief in accordance with *Anders v. California*, 386 U.S. 738 (1967), and *United States v. Flores*, 632 F.3d 229 (5th Cir. 2011). Mendoza Hernandez has been released from prison and has been removed from the United States. We have reviewed counsel's brief

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

No. 12-20686

and the relevant portions of the record reflected therein. We concur with counsel's assessment that the appeal presents no nonfrivolous issue for appellate review. Accordingly, counsel's motion for leave to withdraw is GRANTED, counsel is excused from further responsibilities herein, and the APPEAL IS DISMISSED in part as frivolous, *see* 5TH CIR. R. 42.2, and in part as moot, *see United States v. Rosenbaum-Alanis*, 483 F.3d 381, 382-83 (5th Cir. 2007).