

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

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No. 15-40819  
Summary Calendar

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United States Court of Appeals  
Fifth Circuit

**FILED**

May 11, 2016

Lyle W. Cayce  
Clerk

UNITED STATES OF AMERICA,

Plaintiff-Appellee

v.

MARCO MUNOZ,

Defendant-Appellant

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Appeals from the United States District Court  
for the Eastern District of Texas  
USDC No. 1:13-CR-65-2

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Before JOLLY, DENNIS, and PRADO, Circuit Judges.

PER CURIAM:\*

The attorney appointed to represent Marco Munoz 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). Munoz has filed a response. The record is not sufficiently developed to allow us to make a fair evaluation of Munoz's claims of ineffective assistance of counsel; we therefore decline to consider the claims without prejudice to

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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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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. 15-40819

whatever right he may have to raise them on collateral review. *See United States v. Isgar*, 739 F.3d 829, 841 (5th Cir. 2014).

We have reviewed counsel's brief and the relevant portions of the record reflected therein, as well as Munoz's response. We concur with counsel's assessment that the appeal presents no nonfrivolous issue for appellate review. Accordingly, Munoz's motion for the appointment of new counsel is DENIED, the motion for leave to withdraw is GRANTED, counsel is excused from further responsibilities herein, and the APPEAL IS DISMISSED. *See* 5TH CIR. R. 42.2.