

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

No. 18-40207
Conference Calendar

United States Court of Appeals
Fifth Circuit

FILED

October 31, 2018

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff-Appellee

v.

ADAM VARGAS,

Defendant-Appellant

Appeals from the United States District Court
for the Southern District of Texas
USDC No. 3:15-CR-23-1

Before KING, ELROD, and WILLETT, Circuit Judges.

PER CURIAM:*

The Federal Public Defender appointed to represent Adam Vargas moved for leave to withdraw and 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). Vargas did not file a response. We previously carried counsel's motion with the case and ordered that counsel file a supplemental *Anders* brief addressing certain issues or, alternatively, a brief on the merits addressing any

* 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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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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nonfrivolous issues that counsel deemed appropriate. Counsel has filed a motion for reconsideration of that order.

We concur with counsel's assessment that the appeal presents no nonfrivolous issue for appellate review. Accordingly, counsel's motion for reconsideration of our prior order is GRANTED, and our prior order requesting more briefing is VACATED; counsel's motion to withdraw is GRANTED; counsel is excused from further responsibilities herein; and, the APPEAL IS DISMISSED. *See* 5TH CIR. R. 42.2.