

United States Court of Appeals
for the Fifth Circuit

United States Court of Appeals
Fifth Circuit

FILED

October 13, 2023

Lyle W. Cayce
Clerk

No. 23-40022
Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

IVAN VILLEGAS,

Defendant—Appellant.

Appeal from the United States District Court
for the Eastern District of Texas
USDC No. 4:19-CR-276-3

Before WILLETT, DUNCAN, and DOUGLAS, *Circuit Judges.*

PER CURIAM:*

The attorney appointed to represent Ivan Villegas 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). Villegas has not filed a response. We have reviewed counsel's brief and the relevant portions of the record reflected therein. We concur with counsel's

* This opinion is not designated for publication. *See* 5TH CIR. R. 47.5.

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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. *See* 5TH CIR. R. 42.2.

Our review reveals a clerical error in the written judgment, which does not reflect the district court's dismissal of Count Two of the superseding indictment on the Government's motion. The case is REMANDED for the limited purpose of correcting the clerical error in the judgment in accordance with Federal Rule of Criminal Procedure 36.