

# United States Court of Appeals for the Fifth Circuit

---

No. 24-10131  
Summary Calendar

---

United States Court of Appeals  
Fifth Circuit  
**FILED**  
September 17, 2024  
Lyle W. Cayce  
Clerk

UNITED STATES OF AMERICA,

*Plaintiff—Appellee,*

*versus*

MIGUEL HORACIO DIAZ-GARCIA,

*Defendant—Appellant.*

---

Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 2:23-CR-56-1

---

Before SMITH, STEWART, and DUNCAN, *Circuit Judges.*

PER CURIAM:\*

The attorney appointed to represent Miguel Horacio Diaz-Garcia 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). Diaz-Garcia has not filed a response. We have reviewed counsel's brief and the relevant portions of the record reflected therein. We

---

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

No. 24-10131

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