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

No. 94-20607 Conference Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellant,

versus

RICHARD EARL FREENY,

Defendant-Appellee.

Appeal from the United States District Court for the Southern District of Texas USDC No. CR-H-89-0313-01

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(March 23, 1995)

Before GARWOOD, BARKSDALE, and STEWART, Circuit Judges.
PER CURIAM:\*

Court-appointed counsel for Richard Earl Freeny has filed a brief in compliance with <u>Anders v. California</u>, 386 U.S. 738 (1967), and we have independently reviewed the brief and record and found no nonfrivolous issue. Accordingly, counsel is excused from further responsibilities herein, and the APPEAL IS DISMISSED.

<sup>\*</sup> Local Rule 47.5 provides: "The publication of opinions that have no precedential value and merely decide particular cases on the basis of well-settled principles of law imposes needless expense on the public and burdens on the legal profession." Pursuant to that Rule, the Court has determined that this opinion should not be published.