

**FILED**

September 6, 2007

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

Charles R. Fulbruge III  
Clerk

---

No. 06-50338  
Conference Calendar

---

UNITED STATES OF AMERICA

Plaintiff-Appellee

v.

ISSAC MARTINEZ-CORTEZ, also known as Rigoberto  
Montanyo-Cortez

Defendant-Appellant

---

Appeal from the United States District Court  
for the Western District of Texas  
USDC No. 3:05-CR-1918

---

Before DeMOSS, DENNIS, and OWEN, Circuit Judges.

PER CURIAM:\*

Court-appointed counsel for Issac Martinez-Cortez (Martinez) has moved for leave to withdraw and has filed a brief in accordance with *Anders v. California*, 386 U.S. 738 (1967). Martinez has been deported and has not filed a response to counsel's motion. Our independent review of the record and counsel's brief discloses no nonfrivolous issue for appeal. Accordingly, counsel's motion for leave to withdraw is GRANTED, counsel is excused from further

---

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

responsibilities herein, and the APPEAL IS DISMISSED in part as frivolous, see 5TH CIR. R. 42.2, and in part as moot.