

**FILED**

**December 10, 2003**

Charles R. Fulbruge III  
Clerk

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 03-10267  
Conference Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

FELIX GUTIERREZ,

Defendant-Appellant.

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Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 7:02-CR-4-ALL  
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Before DAVIS, EMILIO M. GARZA, and DENNIS, Circuit Judges.

PER CURIAM:\*

The Federal Public Defender (FPD) appointed to represent Felix Gutierrez has moved for leave to withdraw and has filed a brief in accordance with Anders v. California, 386 U.S. 738 (1967). Gutierrez has filed a response to the motion.

Our independent review of the record, the FPD's brief, and Gutierrez's objections show that there are no nonfrivolous issues for appeal. Accordingly, the FPD's motion for leave to withdraw

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

is GRANTED, he is excused from further responsibilities herein,  
and this appeal is DISMISSED. See 5TH CIR. R. 42.2.