

United States Court of Appeals for the Fifth Circuit

No. 22-11046
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED

August 7, 2023

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

RUDOLFO CAMACHO,

Defendant—Appellant.

Appeal from the United States District Court
for the Northern District of Texas
USDC No. 4:22-CR-150-1

Before WIENER, STEWART, and DOUGLAS, *Circuit Judges.*

PER CURIAM:*

The Federal Public Defender appointed to represent Defendant-Appellee Rudolfo Camacho has moved for leave to withdraw and 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). Camacho has not filed a response. We reviewed counsel's brief and the relevant portions of the record reflected therein. We concur with counsel's assessment that the appeal

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

No. 22-11046

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.

There is, however, a clerical error in the judgment. Camacho pleaded guilty to possession with intent to distribute a controlled substance in violation of 21 U.S.C. § 841. However, the judgment states that he also pleaded guilty to violating 21 U.S.C. § 846, which governs inchoate offenses. Accordingly, we REMAND to the district court for the limited purpose of correcting the clerical error in the judgment. *See* FED. R. CRIM. P. 36.