

# United States Court of Appeals for the Fifth Circuit

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No. 23-20509  
Summary Calendar

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United States Court of Appeals  
Fifth Circuit

**FILED**

June 4, 2024

Lyle W. Cayce  
Clerk

UNITED STATES OF AMERICA,

*Plaintiff—Appellee,*

*versus*

D'MARCUS CARTER,

*Defendant—Appellant.*

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Appeal from the United States District Court  
for the Southern District of Texas  
USDC No. 4:20-CR-423-3

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Before KING, HAYNES, and GRAVES, *Circuit Judges*.

PER CURIAM:\*

The attorney appointed to represent D'Marcus Carter 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). Carter has not filed a response. We have reviewed counsel's brief and the relevant portions of the record reflected therein. We concur with counsel's

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

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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.