

United States Court of Appeals  
for the Fifth Circuit

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No. 24-10075  
Summary Calendar

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United States Court of Appeals  
Fifth Circuit

**FILED**

July 30, 2024

Lyle W. Cayce  
Clerk

UNITED STATES OF AMERICA,

*Plaintiff—Appellee,*

*versus*

JUAN AGUILERA DURAN,

*Defendant—Appellant.*

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Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 4:23-CR-230-1

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Before HIGGINBOTHAM, JONES, and OLDHAM, *Circuit Judges*.

PER CURIAM:\*

The Federal Public Defender appointed to represent Juan Aguilera Duran 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). Aguilera Duran has filed a response. We have reviewed counsel's brief and the relevant portions of the record reflected

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

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therein, as well as Aguilera Duran's response. We concur with counsel's 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. Aguilera Duran's request for appointment of substitute counsel is DENIED as untimely because it was filed after counsel filed an *Anders* brief. *See United States v. Wagner*, 158 F.3d 901, 902-03 (5th Cir. 1998).