

United States Court of Appeals
for the Fifth Circuit

No. 24-40343
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED

April 16, 2025

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

DONALD BARTLETT,

Defendant—Appellant.

Appeal from the United States District Court
for the Eastern District of Texas
USDC No. 4:20-CR-71-18

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

PER CURIAM:*

The attorney appointed to represent Donald Bartlett 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). Bartlett has filed a response. The record is not sufficiently developed to allow us to make a fair evaluation of Bartlett's claim of ineffective assistance of

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

No. 24-40343

counsel; we therefore decline to consider the claim without prejudice to collateral review. *See United States v. Isgar*, 739 F.3d 829, 841 (5th Cir. 2014).

We have reviewed counsel's brief and the relevant portions of the record reflected therein, as well as Bartlett's response. We concur with counsel's assessment that the appeal presents no nonfrivolous issue for appellate review. Accordingly, the 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. Bartlett's motion to place the case under seal is GRANTED in part to seal his response to counsel's motion to withdraw. His motion is DENIED in all other respects.