

United States Court of Appeals  
for the Fifth Circuit

United States Court of Appeals  
Fifth Circuit

**FILED**

June 25, 2021

Lyle W. Cayce  
Clerk

---

No. 20-50537  
Conference Calendar

---

UNITED STATES OF AMERICA,

*Plaintiff—Appellee,*

*versus*

CHARLES EDWARD TURNER, III,

*Defendant—Appellant.*

---

Appeal from the United States District Court  
for the Western District of Texas  
USDC No. 6:19-CR-124-1

---

Before JONES, CLEMENT, and HAYNES, *Circuit Judges.*

PER CURIAM:\*

The attorney appointed to represent Charles Edward Turner, III, has moved for leave to withdraw and has filed a brief and a supplement in accordance with *Anders v. California*, 386 U.S. 738 (1967), and *United States v. Flores*, 632 F.3d 229 (5th Cir. 2011). Turner has filed responses. The

---

\* Pursuant to 5TH CIRCUIT RULE 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIRCUIT RULE 47.5.4.

No. 20-50537

record is not sufficiently developed to allow us to make a fair evaluation of Turner's claims of ineffective assistance of counsel; we therefore decline to consider the claims without prejudice to collateral review. *See United States v. Isgar*, 739 F.3d 829, 841 (5th Cir. 2014).

We have reviewed counsel's briefs and the relevant portions of the record reflected therein, as well as Turner's responses. 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. The motion to appoint substitute counsel is DENIED.