

United States Court of Appeals for the Fifth Circuit

No. 26-10052
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED
August 6, 2026

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

DEMARKUS JERMAINE LATHEN,

Defendant—Appellant.

Appeal from the United States District Court
for the Northern District of Texas
USDC No. 7:25-CR-20-1

Before SMITH, STEWART, and OLDHAM, *Circuit Judges*.

PER CURIAM:*

The Federal Public Defender appointed to represent Demarkus Jermaine Lathen 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). Lathen 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 assessment that the appeal

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

No. 26-10052

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.