

United States Court of Appeals
for the Fifth Circuit

No. 23-50199
Summary Calendar

United States Court of Appeals
Fifth Circuit
FILED
December 11, 2023
Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

FABIAN HERNANDEZ,

Defendant—Appellant.

Appeal from the United States District Court
for the Western District of Texas
USDC No. 7:22-CR-142-1

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

PER CURIAM:*

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

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

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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.