

**AFFIRMED; Opinion Filed January 16, 2014.**



**In The  
Court of Appeals  
Fifth District of Texas at Dallas**

---

**No. 05-13-00327-CR**

---

**BRANDON SCOTT BURKE, Appellant**

**V.**

**THE STATE OF TEXAS, Appellee**

---

**On Appeal from the Criminal District Court No. 1  
Dallas County, Texas  
Trial Court Cause No. F12-62602-H**

---

**MEMORANDUM OPINION**

Before Justices FitzGerald, Lang, and Fillmore  
Opinion by Justice Lang

Brandon Scott Burke waived a jury, pleaded guilty to burglary of a vehicle with two prior burglary/vehicle convictions, and pleaded true to one enhancement paragraph. *See* TEX. PENAL CODE ANN. § 30.04(a) (West 2011). The trial court assessed punishment at eight years' imprisonment. On appeal, appellant's attorney filed a brief in which she concludes the appeal is wholly frivolous and without merit. The brief meets the requirements of *Anders v. California*, 386 U.S. 738 (1967). The brief presents a professional evaluation of the record showing why, in effect, there are no arguable grounds to advance. *See High v. State*, 573 S.W.2d 807, 811 (Tex.

Crim. App. [Panel Op.] 1978). Counsel delivered a copy of the brief to appellant. We advised appellant of his right to file a pro se response, but he did not file a pro se response.

We have reviewed the record and counsel's brief. See *Bledsoe v. State*, 178 S.W.3d 824, 827 (Tex. Crim. App. 2005) (explaining appellate court's duty in *Anders* cases). We agree the appeal is frivolous and without merit. We find nothing in the record that might arguably support the appeal.

We affirm the trial court's judgment.

/Douglas S. Lang/  
DOUGLAS S. LANG  
JUSTICE

Do Not Publish  
TEX. R. APP. P. 47  
130327F.U05



**Court of Appeals  
Fifth District of Texas at Dallas**

JUDGMENT

BRANDON SCOTT BURKE, Appellant

No. 05-13-00327-CR      V.

THE STATE OF TEXAS, Appellee

Appeal from the Criminal District Court  
No. 1 of Dallas County, Texas (Tr.Ct.No.  
F12-62602-H).

Opinion delivered by Justice Lang, Justices  
FitzGerald and Fillmore participating.

Based on the Court's opinion of this date, the trial court's judgment is **AFFIRMED**.

Judgment entered January 16, 2014.

/Douglas Lang/  
DOUGLAS S. LANG  
JUSTICE