

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-09-00402-CR

AARON KEITH ROBERTSON, Appellant

V.

THE STATE OF TEXAS, Appellee

On Appeal from the 356th District Court
Hardin County, Texas
Trial Cause No. 19176

MEMORANDUM OPINION

Aaron Keith Robertson appeals the revocation of deferred adjudication community supervision and imposition of a ten year sentence for the third degree felony offense of retaliation. *See* TEX. PEN. CODE ANN. § 36.06(a)(1)(B) (Vernon Supp. 2009).¹ Robertson pled true to seven of the allegations contained in the State’s motion to adjudicate.²

¹ The appellant’s name also appears in the record spelled “Arron Robertson.”

² The State abandoned the remaining allegations.

On appeal, Robertson's counsel filed a brief that presents counsel's professional evaluation of the record and concludes the appeal is frivolous. *See Anders v. California*, 386 U.S. 738, 87 S.Ct. 1396, 18 L.Ed.2d 493 (1967); *High v. State*, 573 S.W.2d 807 (Tex. Crim. App. 1978). On December 17, 2009, we granted an extension of time for the appellant to file a *pro se* brief. We received no response from appellant.

We reviewed the appellate record, and we agree with counsel's conclusion that no arguable issues support an appeal. Therefore, we find it unnecessary to order appointment of new counsel to re-brief the appeal. *Bledsoe v. State*, 178 S.W.3d 824, 826-27 (Tex. Crim. App. 2005); *cf. Stafford v. State*, 813 S.W.2d 503, 511 (Tex. Crim. App. 1991). We affirm the trial court's judgment.³

AFFIRMED.

DAVID GAULTNEY
Justice

Submitted on April 7, 2010
Opinion Delivered April 21, 2010
Do Not Publish

Before McKeithen, C.J., Gaultney and Horton, JJ.

³Appellant may challenge our decision in this case by filing a petition for discretionary review. *See* TEX. R. APP. P. 68.