

**In The**  
***Court of Appeals***  
***Ninth District of Texas at Beaumont***

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**NO. 09-10-00159-CR**

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**SHERRY JEANNINE BERWICK A/K/A SHERRY J. BERWICK, Appellant**

**V.**

**THE STATE OF TEXAS, Appellee**

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**On Appeal from the 252nd District Court  
Jefferson County, Texas  
Trial Cause No. 95397**

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**MEMORANDUM OPINION**

Pursuant to a plea bargain agreement, appellant Sherry Jeannine Berwick a/k/a Sherry J. Berwick pled guilty to credit card abuse. The trial court found the evidence sufficient to find Berwick guilty, but deferred further proceedings, placed Berwick on community supervision for five years, and assessed a fine of \$750. The State subsequently filed a motion to revoke Berwick's unadjudicated community supervision. Berwick pled "true" to three violations of the conditions of her community supervision. The trial court found that Berwick had violated the conditions of her community supervision, found Berwick guilty of credit card abuse, and assessed punishment at one year of confinement in a state jail facility.

Berwick's appellate 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 May 27, 2010, we granted an extension of time for appellant to file a *pro se* brief. We received no response from appellant. We have 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. *Compare Stafford v. State*, 813 S.W.2d 503, 511 (Tex. Crim. App. 1991). We affirm the trial court's judgment.<sup>1</sup>

AFFIRMED.

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STEVE McKEITHEN  
Chief Justice

Submitted on September 17, 2010  
Opinion Delivered October 6, 2010  
Do Not Publish

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

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<sup>1</sup>Appellant may challenge our decision in this case by filing a petition for discretionary review. *See* TEX. R. APP. P. 68.