

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-10-00235-CR

THOMAS CAIN ROBINSON, Appellant

V.

THE STATE OF TEXAS, Appellee

On Appeal from the 252nd District Court
Jefferson County, Texas
Trial Cause No. 09-07198

MEMORANDUM OPINION

Pursuant to a plea bargain agreement, appellant Thomas Cain Robinson pled guilty to burglary of a habitation. The trial court found the evidence sufficient to find Robinson guilty, but deferred further proceedings, placed Robinson on community supervision for four years, and assessed a fine of \$500. The State subsequently filed a motion to revoke Robinson's unadjudicated community supervision. Robinson pled "true" to two violations of the conditions of his community supervision. The trial court found that Robinson violated the conditions of his community supervision, found Robinson guilty of burglary of a habitation, and assessed punishment at fifteen years of confinement.

Robinson'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 July 15, 2010, we granted an extension of time for 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. *Compare Stafford v. State*, 813 S.W.2d 503, 511 (Tex. Crim. App. 1991). We affirm the trial court's judgment.¹

AFFIRMED.

DAVID GAULTNEY
Justice

Submitted on October 15, 2010
Opinion Delivered October 20, 2010
Do Not Publish

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

¹Appellant may challenge our decision in this case by filing a petition for discretionary review. *See Tex. R. App. P. 68.*