

ARKANSAS COURT OF APPEALS
NOT DESIGNATED FOR PUBLICATION
KAREN R. BAKER, JUDGE

DIVISION I

CACR06-492

JUNE 27, 2007

RANDY PANKEY

APPELLANT

v.

STATE OF ARKANSAS

APPELLEE

APPEAL FROM THE MILLER COUNTY
CIRCUIT COURT
[CR2004-361-2]

HONORABLE JAMES SCOTT HUDSON
JR., JUDGE

AFFIRMED; MOTION TO BE RELIEVED
GRANTED

Appellant, Randy Pankey, was convicted of second-degree sexual assault by a jury in Miller County Circuit Court. He was sentenced to 240 months in the Arkansas Department of Correction and a fine of \$15,000. Pursuant to *Anders v. California*, 386 U.S. 738 (1967), and Ark. Sup. Ct. R. 4-3(j), appellant's counsel has filed a motion to withdraw on grounds that the appeal is wholly without merit. The motion is accompanied by an abstract and addendum of the proceedings below, including all objections and motions decided adversely to appellant, and a brief in which counsel explains why there is nothing in the record that would support an appeal.

The clerk of this court provided appellant with a copy of his counsel's brief and notified him of his right to file a pro se list of points on appeal within thirty days. Appellant did not file a list of pro se points on appeal.

From our review of the record and the briefs presented to us, we find compliance with Rule 4-3(j) and that the appeal is wholly without merit. Accordingly, counsel's motion to withdraw is

granted, and the conviction is affirmed.

Affirmed; Motion to be relieved granted.

B I R D a n d V A U G H T , J J . , a g r e e .