

ARKANSAS COURT OF APPEALSDIVISION I
No. CACR11-642

ORVILLE D. KELLEY

APPELLANT

V.

STATE OF ARKANSAS

APPELLEE

Opinion Delivered June 27, 2012

APPEAL FROM THE CONWAY
COUNTY CIRCUIT COURT
[NO. CR-2010-77.D]HONORABLE JERRY RAMEY,
JUDGEAPPEAL DISMISSED; MOTION TO
WITHDRAW GRANTED**JOHN MAUZY PITTMAN, Judge**

On March 8, 2011, appellant pled guilty in open court to one count of possession of drug paraphernalia with intent to manufacture methamphetamine. His plea was unconditional. See Ark. R. Crim. P. 24.3(b). Appellant was sentenced to ten years' imprisonment to be followed by five years' probation. After being incarcerated, appellant informed counsel that he wished to appeal, and a notice of appeal was filed.

Pursuant to *Anders v. California*, 386 U.S. 738 (1967), and Arkansas Supreme Court Rule 4-3(k) (2011), appellant's counsel has filed a motion to be relieved, stating that there is no merit to the appeal. 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

Cite as 2012 Ark. App. 405

appeal. The clerk of this court served appellant with a copy of his counsel's brief and notified him of his right to file a pro se statement of points for reversal within thirty days. Appellant has filed no statement. From our review of the record and the briefs presented to us, we find compliance with Rule 4-3(k) and that the appeal is without merit. Accordingly, counsel's motion to withdraw is granted, and the appeal is dismissed. *See Melder v. State*, 2010 Ark. App. 388; *Gossett v. State*, 2009 Ark. App. 835 (subject to limited exceptions not applicable here, one may not appeal from a guilty plea).

Appeal dismissed; motion to withdraw granted.

GRUBER and HOOFFMAN, JJ., agree.