USA v. Tony Wynn Doc. 1108699449

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[DO NOT PUBLISH]

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

No. 15-11055 Non-Argument Calendar

D.C. Docket No. 1:13-cr-00051-WLS-TQL-6

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

TONY WYNN,

Defendant - Appellant.

Appeal from the United States District Court for the Middle District of Georgia

(November 24, 2015)

Before MARTIN, JILL PRYOR and ANDERSON, Circuit Judges.

PER CURIAM:

Thomas Ledford, appointed counsel for Tony Wynn in this direct criminal appeal, has moved to withdraw from further representation of Mr. Wynn and

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prepared a brief pursuant to *Anders v. California*, 386 U.S. 738 (1967). Our independent review of the record reveals that counsel's assessment of the relative merit of the appeal is correct. Because independent examination of the entire record reveals no arguable issues of merit, counsel's motion to withdraw is **GRANTED**, and Mr. Wynn's conviction and sentence are **AFFIRMED**. ¹

¹ We acknowledge that Mr. Wynn expressed dissatisfaction with counsel's performance leading up to his guilty plea and that he might wish to argue that counsel was ineffective in that respect. Such claims, however, generally "are not considered for the first time on direct appeal," but rather are best reserved for postconviction proceedings. *United States v. Tyndale*, 209 F.3d 1292, 1294 (11th Cir. 2000); *see Massaro v. United States*, 538 U.S. 500, 504-05 (2003).