

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT**

United States Court of Appeals  
Fifth Circuit

**FILED**

November 8, 2012

Lyle W. Cayce  
Clerk

---

No. 11-50851  
Summary Calendar

---

UNITED STATES OF AMERICA,

Plaintiff-Appellee

v.

PAUL GARY ALLEN, also known as Peanut,

Defendant-Appellant

---

Appeal from the United States District Court  
for the Western District of Texas  
USDC No. 7:10-CR-345-3

---

Before WIENER, ELROD, and GRAVES, Circuit Judges.

PER CURIAM:\*

The attorney appointed to represent Paul Gary Allen has moved for leave to withdraw and has filed a brief in accordance with *Anders v. California*, 386 U.S. 738 (1967), and *United States v. Flores*, 632 F.3d 229 (5th Cir. 2011). Allen has not filed a response. We have reviewed counsel's brief and the relevant portions of the record reflected therein. We concur with counsel's assessment that the appeal presents no nonfrivolous issue for appellate review. Accordingly,

---

\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

No. 11-50851

counsel's motion for leave to withdraw is GRANTED, counsel is excused from further responsibilities herein, and the APPEAL IS DISMISSED. *See* 5TH CIR. R. 42.2.