

FEB 15 2013

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>UNITED STATES OF AMERICA,</p> <p>Plaintiff - Appellee,</p> <p>v.</p> <p>HECTOR GARCIA,</p> <p>Defendant - Appellant.</p>

No. 10-10386

D.C. No. 2:07-cr-00235-LDG

MEMORANDUM*

Appeal from the United States District Court
for the District of Nevada
Lloyd D. George, District Judge, Presiding

Submitted February 11, 2013**

Before: FERNANDEZ, TASHIMA, and WARDLAW, Circuit Judges.

Hector Garcia appeals from the district court’s judgment and challenges his jury-trial conviction and 120-month sentence for coercion and enticement, in violation of 18 U.S.C. § 2422(b). Pursuant to *Anders v. California*, 386 U.S. 738

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

** The panel unanimously concludes this case is suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

(1967), Garcia's counsel has filed a brief stating that there are no grounds for relief, along with a motion to withdraw as counsel of record. Garcia has filed a pro se supplemental brief. No answering brief has been filed.

Our independent review of the record pursuant to *Penon v. Ohio*, 488 U.S. 75, 80 (1988), discloses no arguable grounds for relief on direct appeal.

Counsel's motion to withdraw is **GRANTED**.

Garcia's request for appointment of new counsel is **DENIED**.

AFFIRMED.