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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NOT FOR PUBLICATION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>JEROME DOMINQUE ALVAREZ,</p> <p>Defendant - Appellant.</p>

No. 11-10518

D.C. No. 4:05-cr-00961-DCB

MEMORANDUM*

Appeal from the United States District Court
for the District of Arizona
Philip G. Reinhard, District Judge, Presiding**

Submitted November 13, 2012***

Before: CANBY, TROTT, and W. FLETCHER, Circuit Judges.

Jerome Dominique Alvarez appeals from the revocation of his supervised release and the 40-month sentence imposed upon revocation. Pursuant to *Anders v.*

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

** The Honorable Philip G. Reinhard, Senior United States District Judge for the Northern District of Illinois, sitting by designation.

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

California, 386 U.S. 738 (1967), Alvarez’s counsel has filed a brief stating there are no grounds for relief, along with a motion to withdraw as counsel of record.

We have provided Alvarez the opportunity to file a pro se supplemental brief. No pro se supplemental brief or answering brief has been filed.

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

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

AFFIRMED.