

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

APR 24 2019

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

DAVID L. GUIDRY, AKA David Guidry,
AKA David Louis Guidry,

Defendant-Appellant.

No. 18-10088

D.C. No. 2:01-cr-00027-JAM-1

MEMORANDUM*

Appeal from the United States District Court
for the Eastern District of California
John A. Mendez, District Judge, Presiding

Submitted April 17, 2019**

Before: McKEOWN, BYBEE, and OWENS, Circuit Judges.

David L. Guidry appeals from the district court's order revoking his conditional discharge and remanding him to the custody of the Attorney General for commitment to a suitable facility under 18 U.S.C. § 4243(g). Pursuant to *Anders v. California*, 386 U.S. 738 (1967), Guidry's counsel has filed a brief

* This disposition is not appropriate for publication and is not precedent except as provided by Ninth Circuit Rule 36-3.

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

stating that there are no grounds for relief, along with a motion to withdraw as counsel of record. We treat Guidry's letter, submitted at Docket Entry No. 16, as a pro se supplemental brief. No 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**. Any other pending requests are **DENIED**.

AFFIRMED.