

An unpublished opinion of the North Carolina Court of Appeals does not constitute controlling legal authority. Citation is disfavored, but may be permitted in accordance with the provisions of Rule 30(e)(3) of the North Carolina Rules of Appellate Procedure.

NO. COA01-923

NORTH CAROLINA COURT OF APPEALS

Filed: 2 April 2002

STATE OF NORTH CAROLINA

v.

Pasquotank County
No. 96-CRS-3986

LARRY D. BALDWIN

Appeal by defendant from judgment entered 27 March 2001 by Judge W. Russell Duke, Jr., in Pasquotank County Superior Court. Heard in the Court of Appeals 18 March 2002.

Attorney General Roy Cooper, by Assistant Attorney General Elizabeth N. Strickland, for the State.

David L. Credle for defendant appellant.

McCULLOUGH, Judge.

On 3 March 1997, defendant Larry D. Baldwin pled guilty to one count of second-degree burglary. The trial court sentenced defendant to 20-24 months' imprisonment, then suspended the sentence and placed defendant on supervised probation for 60 months. On 24 January 2001, defendant's probation officer executed a violation report alleging that defendant violated conditions of probation which required him to make monetary payments and to consent to drug screens. On 23 March 2001, the probation officer executed an addendum to the violation report, alleging that defendant tested positive for cocaine on 16 February 2001. At the

conclusion of the hearing on 27 March 2001, the trial court found that defendant willfully and without lawful excuse committed the alleged violations. The trial court revoked probation and activated defendant's prison sentence. From this judgment, defendant appealed.

Defendant's appointed counsel filed a brief on defendant's behalf stating that he is unable to find any assignment of error with merit. He requests this Court to review the record for possible prejudicial error. He attached to the brief a letter he wrote to defendant advising defendant in accordance with *Anders v. California*, 386 U.S. 738, 18 L. Ed. 2d 493, *reh'g denied*, 388 U.S. 924, 18 L. Ed. 2d 1377 (1967). Defendant filed no written arguments of his own.

We have carefully reviewed the record and are unable to find any possible error which supports a meaningful appeal. See *id*; and *State v. Kinch*, 314 N.C. 99, 331 S.E.2d 665 (1985).

No error.

Chief Judge EAGLES and Judge TIMMONS-GOODSON concur.

Report per Rule 30(e).