



COURT OF APPEALS
EIGHTH DISTRICT OF TEXAS
EL PASO, TEXAS

RAMON MANSANADES SILVA,	§	No. 08-16-00262-CR
	§	
Appellant,	§	Appeal from the
	§	
v.	§	264th District Court
	§	
THE STATE OF TEXAS,	§	of Bell County, Texas
	§	(TC# 74796)
	§	
Appellee.	§	

MEMORANDUM OPINION

Ramon Mansanades Silva appeals his conviction of felony driving while intoxicated. Appellant waived his right to a jury trial and entered an open plea of guilty. The court found Appellant guilty and assessed his punishment at imprisonment for a term of five years. We affirm.

FRIVOLOUS APPEAL

Appellant's court-appointed counsel has filed a brief in which he has concluded that the appeal is wholly frivolous and without merit. The brief meets the requirements of *Anders v. California*, 386 U.S. 738, 87 S.Ct. 1396, 18 L.Ed.2d 493 (1967), by presenting a professional evaluation of the record demonstrating why, in effect, there are no arguable grounds to be advanced. See *In re Schulman*, 252 S.W.3d 403, 406 n.9 (Tex.Crim.App. 2008) ("In Texas, an Anders brief need not specifically advance 'arguable' points of error if counsel finds none, but it

must provide record references to the facts and procedural history and set out pertinent legal authorities.”); *High v. State*, 573 S.W.2d 807 (Tex.Crim.App. 1978). Counsel has notified the Court in writing that he has delivered a copy of counsel’s brief and the motion to withdraw to Appellant, and he has advised Appellant of his right to review the record, file a *pro se* brief, and to seek discretionary review. *Kelly v. State*, 436 S.W.3d 313, 318-20 (Tex.Crim.App. 2014)(setting forth duties of counsel). Counsel also certified to the Court that he has provided Appellant with a form motion to obtain access to the appellate record. Appellant has not made any request to review the record and he has not filed a *pro se* brief.

After carefully reviewing the record and counsel’s brief, we conclude that the appeal is wholly frivolous and without merit. Further, we find nothing in the record that might arguably support the appeal. The judgment of the trial court is affirmed.

GINA M. PALAFOX, Justice

April 26, 2017

Before McClure, C.J., Rodriguez, and Palafox, JJ.

(Do Not Publish)