

*Court of Appeals*  
*Fourth Court of Appeals District of Texas*  
*San Antonio*

★   ★   ★   ★   ★   ★   ★



**MEMORANDUM OPINION**

No. 04-10-00248-CV

**IN THE INTEREST OF B.M.R., a Child**

From the 150th Judicial District Court, Bexar County, Texas  
Trial Court No. 2008-PA-01762  
Honorable Richard Garcia, Judge Presiding

Opinion by: Rebecca Simmons, Justice

Sitting: Catherine Stone, Chief Justice  
Karen Angelini, Justice  
Rebecca Simmons, Justice

Delivered and Filed: November 24, 2010

**AFFIRMED**

After the trial court terminated his parental rights, Robert R. appealed the trial court's order finding that an appeal of the termination order would be frivolous. *See* TEX. FAM. CODE ANN. § 263.405(g) (West 2008). Robert's court-appointed appellate attorney filed a brief containing a professional evaluation of the record and demonstrating that there are no arguable grounds to be advanced. Counsel concludes that the appeal is frivolous and without merit. The brief meets the requirements of *Anders v. California*, 386 U.S. 738 (1967). *See In re R.R.*, No. 04-03-00096-CV, 2003 WL 21157944, at \*4 (Tex. App.—San Antonio May 21, 2003, no pet.) (applying *Anders* procedure in appeal from termination of parental rights) (mem. op.); *see also In re K.M.*, 98 S.W.3d 774, 775 (Tex. App.—Fort Worth 2003, order) (same).

Counsel certified that a copy of his brief was delivered to Robert who was advised of his right to examine the record and to file a *pro se* brief. No *pro se* brief has been filed. After reviewing the record, we agree that the appeal is frivolous and without merit. The judgment of the trial court is therefore affirmed, and counsel's motion to withdraw is granted.

Rebecca Simmons, Justice