

Fourth Court of Appeals San Antonio, Texas

MEMORANDUM OPINION

No. 04-13-00444-CR

Christopher Jesus VERA, Appellant

v.

The **STATE** of Texas, Appellee

From the 226th Judicial District Court, Bexar County, Texas Trial Court No. 2012CR1155 Honorable Dick Alcala, Judge Presiding

Opinion by: Catherine Stone, Chief Justice

Sitting: Catherine Stone, Chief Justice Karen Angelini, Justice Luz Elena D. Chapa, Justice

Delivered and Filed: February 19, 2014

AFFIRMED

Christopher Jesus Vera pled true to committing two criminal offenses in violation of the terms of his community supervision and was sentenced to two years imprisonment in accordance with a plea bargain agreement. Vera's court-appointed attorney filed a brief containing a professional evaluation of the record in accordance with *Anders v. California*, 386 U.S. 738 (1967). Counsel concludes that the appeal has no merit. Counsel provided Vera with a copy of the brief and informed him of his right to review the record and file his own brief. *See Nichols v. State*, 954

S.W.2d 83, 85-86 (Tex. App.—San Antonio 1997, no pet.); *Bruns v. State*, 924 S.W.2d 176, 177 n.1 (Tex. App.—San Antonio 1996, no pet.). Vera did not file a *pro se* brief.

After reviewing the record and counsel's brief, we agree that the appeal is frivolous and without merit. The judgment of the trial court is affirmed. Appellate counsel's request to withdraw is granted. *Nichols*, 954 S.W.2d at 86; *Bruns*, 924 S.W.2d at 177 n.1. No substitute counsel will be appointed. Should Vera wish to seek further review of this case by the Texas Court of Criminal Appeals, Vera must either retain an attorney to file a petition for discretionary review or Vera must file a *pro se* petition for discretionary review. Any petition for discretionary review must be filed within thirty days from the later of: (1) the date of this opinion; or (2) the date the last timely motion for rehearing is overruled by this court. *See* TEX. R. APP. P. 68.2. Any petition for discretionary review must be filed in the Texas Court of Criminal Appeals. *See* TEX. R. APP. P. 68.3. Any petition for discretionary review should comply with the requirements of Rule 68.4 of the Texas Rules of Appellate Procedure. *See* TEX. R. APP. P. 68.4.

Catherine Stone, Chief Justice

DO NOT PUBLISH