

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-11-00161-CR

ROBERT GRIMES, Appellant

V.

THE STATE OF TEXAS, Appellee

On Appeal from the 252nd District Court
Jefferson County, Texas
Trial Cause No. 09-06105

MEMORANDUM OPINION

Pursuant to a plea agreement, appellant Robert Grimes pled guilty to the offense of tampering with a governmental record. The trial court found the evidence sufficient to find Grimes guilty, but deferred finding him guilty, and placed him on community supervision for ten years. The State subsequently filed a motion to revoke Grimes's unadjudicated community supervision. Grimes pled "true" to three violations of the terms of his community supervision. The trial court found that Grimes violated the terms of the community supervision order, found Grimes guilty of tampering with a

governmental record, found the enhancement provisions true, revoked Grimes's community supervision, and imposed a sentence of forty years of confinement.

Grimes's appellate counsel filed a brief that presents counsel's professional evaluation of the record and concludes the appeal is frivolous. *See Anders v. California*, 386 U.S. 738, 87 S. Ct. 1396, 18 L. Ed. 2d 493 (1967); *High v. State*, 573 S.W.2d 807 (Tex. Crim. App. 1978). On June 9, 2011, we granted an extension of time for appellant to file a *pro se* brief. We received no response from the appellant.

We have reviewed the appellate record, and we agree with counsel's conclusion that no arguable issues support an appeal. Therefore, we find it unnecessary to order appointment of new counsel to re-brief the appeal. *Compare Stafford v. State*, 813 S.W.2d 503, 511 (Tex. Crim. App. 1991). We affirm the trial court's judgment.¹

AFFIRMED.

CHARLES KREGER
Justice

Submitted on September 28, 2011
Opinion Delivered October 5, 2011
Do not publish

Before McKeithen, C.J., Kreger and Horton, JJ.

¹ Appellant may challenge our decision in this case by filing a petition for discretionary review. *See* Tex. R. App. P. 68.