

NO. 07-05-0417-CR  
07-05-0418-CR

IN THE COURT OF APPEALS  
FOR THE SEVENTH DISTRICT OF TEXAS

AT AMARILLO

PANEL B

JULY 14, 2006

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EDDIE CHARLES DAVIS, APPELLANT

V.

THE STATE OF TEXAS, APPELLEE

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FROM THE 396<sup>TH</sup> DISTRICT COURT OF TARRANT COUNTY;  
NO. 0953136D, 0953135D; HONORABLE GEORGE GALLAGHER, JUDGE

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Before QUINN, C.J., and CAMPBELL and HANCOCK, JJ.

**MEMORANDUM OPINION**

Appellant Eddie Charles Davis appeals his convictions on two weapons offenses and the concurrent sentences of three years' confinement in the Institutional Division of the Texas Department of Criminal Justice. We will affirm the trial court's judgment and grant counsel's motion to withdraw in both cases.

Appellant was indicted for the offenses of Unlawful Possession of a Firearm and Possession of a Prohibited Weapon. He entered an open plea of guilty to both offenses. Appellant and his counsel acknowledged he received and reviewed written admonishments in both cases. Appellant also signed a written waiver of certain of his rights in both cases, including a waiver of his right to a reporter's record when his cases were heard and his right to a pre-sentence investigation report. Appellant further signed a judicial confession of his guilt to the offenses as alleged in the indictments. Having determined that appellant was mentally competent, and that his actions in court were freely and voluntarily taken, the trial court accepted appellant's plea of guilty.

Appellant's counsel has filed a brief stating that she has carefully reviewed the record in these cases and concludes there is no reversible error and that the appeals are frivolous. See *Anders v. California*, 386 U.S. 738, 744-45 (1967). Counsel also has filed a motion to withdraw in both cases and, by letter, informed appellant of his right to file a *pro se* brief. *Johnson v. State*, 885 S.W.2d 641, 646 (Tex.App.–Waco 1994, pet. ref'd). By letters dated March 15, 2006, this court also notified appellant of his opportunity to submit a response to the *Anders* brief and motion to withdraw filed by his counsel, granting him until April 12, 2006 to do so. This court's letters also reminded appellant to contact his counsel if he needed to review any part of the appellate record to prepare a response. Appellant has not filed a brief or other response.

We have independently examined the entire record to determine whether there are any non-frivolous grounds which might support the appeals. See *Penson v. Ohio*, 488 U.S.

75 (1988); *Stafford v. State*, 813 S.W.2d 503, 511 (Tex.Crim.App. 1991). We have found no such grounds. After reviewing the records before us and counsel's brief, we agree with counsel that the appeal is frivolous. See *Bledsoe v. State*, 178 S.W.3d 824 (Tex.Crim.App. 2005).

Accordingly, counsel's motion to withdraw is granted in both cases and the trial court's judgment is affirmed in both cases.

James T. Campbell  
Justice

Do not publish.