



**In The  
Court of Appeals  
Sixth Appellate District of Texas at Texarkana**

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No. 06-08-00105-CR

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DEXTER ALEXANDER, Appellant

V.

THE STATE OF TEXAS, Appellee

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On Appeal from the 7th Judicial District Court  
Smith County, Texas  
Trial Court No. 007-0549-05

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Before Morriss, C.J., Carter and Moseley, JJ.  
Memorandum Opinion by Justice Moseley

## MEMORANDUM OPINION

Dexter Alexander appeals from his conviction of the third-degree felony offense of possession of cocaine.<sup>1</sup> Alexander pled "true" to the enhancement paragraphs of the indictment. The court sentenced Alexander to thirty-five years' imprisonment. Alexander was represented by different, appointed, counsel at trial and on appeal. Alexander's attorney has filed a brief in which he concludes that the appeal is frivolous and without merit, after a review of the record and the related law.

Counsel states that he has studied the record and finds no error preserved for appeal that could be successfully argued. The brief contains a professional evaluation of the record. This meets the requirements of *Anders v. California*, 386 U.S. 738 (1967); *Stafford v. State*, 813 S.W.2d 503 (Tex. Crim. App. 1991); and *High v. State*, 573 S.W.2d 807 (Tex. Crim. App. [Panel Op.] 1978).

Counsel mailed a copy of the brief to Alexander on October 6, 2008, informing Alexander of his right to examine the entire appellate record and to file a pro se response. Counsel simultaneously filed a motion with this Court seeking to withdraw as counsel in this appeal. Alexander filed his pro se response December 12, 2008.

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<sup>1</sup>The conviction having been in Smith County, this case was originally appealed to the Twelfth Court of Appeals and was then transferred to this Court by the Texas Supreme Court pursuant to its docket equalization efforts. *See* TEX. GOV'T CODE ANN. § 73.001 (Vernon 2005).

We have determined that this appeal is wholly frivolous. We have independently reviewed the clerk's record and the reporter's record, and we agree that no arguable issues support an appeal. *See Bledsoe v. State*, 178 S.W.3d 824, 826–27 (Tex. Crim. App. 2005).

We affirm the trial court's judgment.<sup>2</sup>

Bailey C. Moseley  
Justice

Date Submitted: January 2, 2009  
Date Decided: January 9, 2009

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<sup>2</sup>Since we agree this case presents no reversible error, we also, in accordance with *Anders*, grant counsel's request to withdraw from further representation of Alexander in this case. No substitute counsel will be appointed. Should Alexander wish to seek further review of this case by the Texas Court of Criminal Appeals, Alexander must either retain an attorney to file a petition for discretionary review or Alexander must file a pro se petition for discretionary review. Any petition for discretionary review must be filed within thirty days from the date of either this opinion or the last timely motion for rehearing that was overruled by this Court. *See* TEX. R. APP. P. 68.2. Any petition for discretionary review must be filed with this Court, after which it will be forwarded to the Texas Court of Criminal Appeals along with the rest of the filings in this case. *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.