

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

United States Court of Appeals  
Fifth Circuit

**FILED**

September 17, 2007

Charles R. Fulbruge III  
Clerk

\_\_\_\_\_  
No. 06-40662  
Summary Calendar  
\_\_\_\_\_

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

FRANCISCO SANTOYO-GARCIA,

Defendant-Appellant.

\_\_\_\_\_  
Appeal from the United States District Court  
for the Southern District of Texas  
No. 2:05-CR-758-1  
\_\_\_\_\_

Before REAVLEY, SMITH, and BARKSDALE, Circuit Judges.

PER CURIAM:\*

The Federal Public Defender appointed to represent Francisco Santoyo-Garcia has moved for leave to withdraw and has filed a brief in accordance with

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\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

Anders v. California, 386 U.S. 738 (1967). Santoyo-Garcia has not filed a response. Our independent review of the record and counsel's brief discloses no nonfrivolous issue for appeal. Accordingly, counsel's motion for leave to withdraw is GRANTED, counsel is excused from further responsibilities herein, and the appeal is DISMISSED. See 5TH CIR. R. 42.2.