

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 01-21303
Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee

versus

DAVID ROSS STEINHEIMER, also known as
David R. Steinheimer, also known as Hotguy Moray,
also known as Steinheimer 1,

Defendant-Appellant.

Appeal from the United States District Court
for the Southern District of Texas
USDC No. H-00-CR-813-1

October 4, 2002

Before JOLLY, PARKER and CLEMENT, Circuit Judges.

PER CURIAM:*

Counsel for David Ross Steinheimer has requested leave to withdraw and has filed a brief as required by Anders v. California, 386 U.S. 738 (1967). Steinheimer has responded to the motion by filing a motion seeking dismissal of his appeal without prejudice. His motion for dismissal without prejudice is DENIED. See FED. R. APP. P. 42(b); 5TH CIR. R. 42.4.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

Our independent review of the brief and the record discloses no nonfrivolous issue for appeal. Counsel's motion for leave to withdraw is GRANTED, counsel is excused from further responsibilities, and the appeal is DISMISSED. 5TH CIR. R. 42.2.