

March 23, 2004

Charles R. Fulbruge III
Clerk

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 03-10783
Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

JOSE CRUZ DIAZ-CAMARILLO,

Defendant-Appellant.

Appeal from the United States District Court
for the Northern District of Texas
USDC No. 4:03-CR-33-ALL-Y

Before HIGGINBOTHAM, DAVIS and PRADO, Circuit Judges.

PER CURIAM:*

Court-appointed counsel for Jose Cruz Diaz-Camarillo has moved for leave to withdraw and has filed a brief as required by Anders v. California, 386 U.S. 738 (1967). Diaz-Camarillo has filed a response in which he raises several claims, including claims of ineffective assistance of trial counsel. The record has not been adequately developed for us to consider in this direct appeal the ineffective assistance claims raised by Diaz-

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

Camarillo. See United States v. Higdon, 832 F.2d 312, 313-14 (5th Cir. 1987); see United States v. Price, 95 F.3d 364, 369 (5th Cir. 1996).

Our independent review of counsel's brief, Diaz-Camarillo's response, 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. See 5TH CIR. R. 42.2.

MOTION GRANTED; APPEAL DISMISSED.