

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 98-11500  
Conference Calendar

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

JOSE JAVIER DAVILA-MARTINEZ,

Defendant-Appellant.

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Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 2:98-CR-25-1  
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August 24, 1999

Before KING, Chief Judge, and DAVIS and SMITH, Circuit Judges.

PER CURIAM:\*

The Federal Public Defender appointed to represent Jose Javier Davila-Martinez has moved for leave to withdraw and has filed a brief as required by Anders v. California, 386 U.S. 738 (1967). Davila-Martinez has filed a response. Our independent review of the brief, the record, and Davila-Martinez's response discloses no nonfrivolous issue in this direct appeal. Accordingly, the motion for leave to withdraw is GRANTED, counsel

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

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is excused from further responsibilities herein, and the APPEAL  
IS DISMISSED.