

April 19, 2007

Charles R. Fulbruge III
Clerk

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 05-10167
Summary Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

RASHAD LEE BENNETT,

Defendant-Appellant.

Appeals from the United States District Court
for the Northern District of Texas
USDC No. 1:04-CR-41-24

Before JOLLY, DENNIS, and CLEMENT, Circuit Judges.

PER CURIAM:*

Court-appointed counsel representing Rashad Lee Bennett has moved for leave to withdraw and has filed a brief pursuant to Anders v. California, 386 U.S. 738 (1967). Bennett has filed a response.

Our independent review of the record, counsel's brief, and Bennett's response shows that there is no nonfrivolous issue for appeal. The record is insufficiently developed to allow consideration of Bennett's claims of ineffective assistance of counsel on direct appeal. See United States v. Higdon, 832 F.2d

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

312, 313-14 (5th Cir. 1987). Accordingly, the motion for leave to withdraw is GRANTED, counsel is excused from further responsibilities herein, and this APPEAL IS DISMISSED. See 5TH CIR. R. 42.2. Bennett's motions for appointment of new counsel, for substitution of counsel, for an extension of time to file his appellate brief, and to strike counsel's Anders brief are DENIED.