

# United States Court of Appeals for the Fifth Circuit

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No. 23-50138  
Summary Calendar

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United States Court of Appeals  
Fifth Circuit

**FILED**

April 16, 2024

Lyle W. Cayce  
Clerk

UNITED STATES OF AMERICA,

*Plaintiff—Appellee,*

*versus*

JULIO CESAR BANUELAS-GUTIERREZ,

*Defendant—Appellant.*

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Appeal from the United States District Court  
for the Western District of Texas  
USDC No. 7:22-CR-201-1

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Before HIGGINBOTHAM, STEWART, and SOUTHWICK, *Circuit  
Judges.*

PER CURIAM:\*

The attorney appointed to represent Julio Cesar Banuelas-Gutierrez has moved for leave to withdraw and has filed a brief in accordance with *Anders v. California*, 386 U.S. 738 (1967), and *United States v. Flores*, 632 F.3d 229 (5th Cir. 2011). Banuelas-Gutierrez has not filed a response. We have reviewed counsel's brief and the relevant portions of the record reflected

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\* This opinion is not designated for publication. *See* 5TH CIR. R. 47.5.

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therein. We concur with counsel's assessment that the appeal presents no nonfrivolous issue for appellate review. 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.