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NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

**CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS**

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

DANTE FLORES-BEJAR,

Defendant - Appellant.

No. 06-10493

D.C. No. CR-06-00430-JAT

MEMORANDUM*

Appeal from the United States District Court
for the District of Arizona
James A. Teilborg, District Judge, Presiding

Submitted October 22, 2007**

Before: B. FLETCHER, WARDLAW, and IKUTA, Circuit Judges.

Dante Flores-Bejar appeals from his 63-month sentence imposed after his guilty plea to illegal reentry after deportation, in violation of 18 U.S.C. § 1326(a). Pursuant to *Anders v. California*, 386 U.S. 738 (1967), Flores-Bejar's counsel has filed a brief requesting to withdraw as counsel of record and stating there are no

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

** The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

grounds for relief.¹ We have provided the appellant an opportunity to file a pro se supplemental brief. No pro se supplemental brief or answering brief has been filed.

Because Flores-Bejar knowingly and voluntarily waived his right to appeal and was sentenced within the terms of the plea agreement, we enforce the waiver and dismiss the appeal. *See United States v. Nguyen*, 235 F.3d 1179, 1182 (9th Cir. 2000).

Accordingly, counsel's request to withdraw is **GRANTED**, and the appeal is **DISMISSED**.

¹ Counsel's brief, citing *Anders v. California*, 386 U.S. 738 (1967), is construed as a motion to withdraw.