

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

\_\_\_\_\_  
NO. 04-14188  
\_\_\_\_\_

D.C. Docket No. 04-00023-CR-4-RH-WCS

FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT AUGUST 19, 2005 THOMAS K. KAHN CLERK
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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

DWAYNE MONTGOMERY,  
a.k.a. Dewayne Montgomery,

Defendant-Appellant.

\_\_\_\_\_  
Appeal from the United States District Court  
for the Northern District of Florida  
\_\_\_\_\_

**(August 19, 2005)**

Before: ANDERSON, BARKETT and WILSON, Circuit Judges

BY THE COURT:

Chet Kaufman, appointed counsel for Dwayne Montgomery, has filed a motion to withdraw on appeal supported by a brief prepared pursuant to Anders v. California, 386 U.S. 738, 87 S.Ct. 1396, 18 L.Ed.2d 493 (1967). Our independent review of the

entire record reveals that counsel's assessment of the relative merit of the appeal is correct. Because independent examination of the entire record reveals no arguable issues of merit, counsel's motion to withdraw is **GRANTED**, and Montgomery's conviction and sentence are **AFFIRMED**.