

[DO NOT PUBLISH]

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

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No. 08-13972  
Non-Argument Calendar

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FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT NOVEMBER 4, 2009 THOMAS K. KAHN CLERK
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D. C. Docket No. 07-00016-CR-5

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

WILLIAM K. CAPPS,

Defendant-Appellant.

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Appeal from the United States District Court  
for the Southern District of Georgia

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(November 4, 2009)

Before BIRCH, MARCUS and COX, Circuit Judges.

PER CURIAM:

Frank L. Butler, III, appointed counsel for William K. Capps in this direct criminal appeal, has moved to withdraw from further representation and filed a brief 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 confirms that there are no issues of arguable merit on appeal. Therefore, counsel's motion to withdraw is **GRANTED**, and Capps's conviction and sentence are **AFFIRMED**.