

[DO NOT PUBLISH]

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

No. 10-12917
Non-Argument Calendar

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| FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT DEC 20, 2010 JOHN LEY CLERK |
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D.C. Docket No. 5:07-cr-00004-RS-1

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

MARTIN B. MOORE,

Defendant-Appellant.

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

(December 20, 2010)

Before BLACK, MARTIN and ANDERSON, Circuit Judges.

PER CURIAM:

Michael Ufferman, appointed counsel for Martin Brandon Moore in Moore's third direct criminal appeal, has moved to withdraw from further

representation of the appellant and filed a brief pursuant to Anders v. California, 386 U.S. 738, 87 S.Ct. 1396 (1967). Our independent review of the record of Moore's resentencing on Count II 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 Moore's sentence is **AFFIRMED**. Moore's motion to appoint new counsel is **DENIED** as moot.