

Affirmed and Opinion filed April 20, 2000.



In The

Fourteenth Court of Appeals

NO. 14-99-00860-CR

WILLIAM NEIL CLARK, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 338th District Court
Harris County, Texas
Trial Court Cause No. 724,409**

O P I N I O N

Appellant was charged by indictment with the felony offense of intoxication assault. Appellant waived his right to trial by jury and entered a plea of guilty. The trial court sentenced appellant to a seven year probated sentence in accordance with a plea agreement. Subsequently, the State filed a Motion to Revoke Probation. Appellant entered a plea of true to the allegations in the State's Motion with an agreed recommendation from the State on punishment. In accordance with the plea agreement, the court assessed punishment at confinement in the Institutional Division of the Texas Department of Criminal Justice for a term of four years.

Appellant's court-appointed attorney filed a motion to withdraw from representation of appellant along with a supporting brief in which he concludes that the appeal is wholly frivolous and without merit. The brief meets the requirements of *Anders v. California*, 386 U.S. 738, 87 S.Ct. 1396, 18 L.Ed.2d 493 (1967). The brief presents a professional evaluation of the record demonstrating why there are no arguable points of error to be advanced. *See High v. State*, 573 S.W.2d 807, 811 (Tex. Crim. App. 1978).

A copy of counsel's brief was delivered to appellant. Appellant was advised of his right to examine the appellate record and to file a *pro se* response. As of this date, appellant has not responded.

We have carefully reviewed the record and counsel's brief and agree that the appeal is wholly frivolous and without merit. Further, we find no reversible error in the record. A discussion of the brief would add nothing to the jurisprudence of the State.

Accordingly, the judgment of the trial court is affirmed and the motion to withdraw is granted.

PER CURIAM

Judgment rendered and Opinion filed April 20, 2000.

Panel consists of Justices Yates, Fowler, and Edelman.

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