

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 04-4460**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

ALEJANDRO HERNANDEZ-SALAS, a/k/a Adolfo Perez,

Defendant - Appellant.

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Appeal from the United States District Court for the Western District of North Carolina, at Bryson City. Lacy H. Thornburg, District Judge. (CR-03-101)

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Submitted: February 28, 2007

Decided: March 15, 2007

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Before NIEMEYER and GREGORY, Circuit Judges, and HAMILTON, Senior Circuit Judge.

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Affirmed by unpublished per curiam opinion.

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William L. Davis, III, Lumberton, North Carolina, for Appellant.  
Thomas Richard Ascik, OFFICE OF THE UNITED STATES ATTORNEY,  
Asheville, North Carolina, for Appellee.

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Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Alejandro Hernandez-Salas entered a guilty plea, pursuant to a plea agreement, to conspiracy to possess with intent to distribute methamphetamine and cocaine base, 21 U.S.C. §§ 841(a)(1), 846 (2000). He received a sentence of thirty-seven months' imprisonment.

Hernandez-Salas' counsel has filed a brief in accordance with Anders v. California, 386 U.S. 738 (1967), stating that he has concluded there are no meritorious issues for appeal, but addressing the voluntariness of Hernandez-Salas' guilty plea and propriety of his sentence. Hernandez-Salas was notified of his right to file a pro se informal brief; however, he did not file such a brief. In accordance with Anders, we have reviewed the entire record in this case and have found no meritorious issues for appeal.

Therefore, we affirm Hernandez-Salas' conviction and sentence. This court requires that counsel inform Hernandez-Salas, in writing, of the right to petition the Supreme Court of the United States for further review. If Hernandez-Salas requests that a petition be filed, but counsel believes that such a petition would be frivolous, then counsel may move in this court for leave to withdraw from representation. Counsel's motion must state that a copy thereof was served on Hernandez-Salas. We dispense with oral argument because the facts and legal contentions are

adequately presented in the materials before the court and argument would not aid the decisional process.

AFFIRMED