

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FIRST APPELLATE DISTRICT

DIVISION _____

PEOPLE OF THE STATE
OF CALIFORNIA,

Plaintiff and Respondent,

v.

_____,

Defendant and Appellant.

A _____

(_____ County
Superior Court No. _____)

BRIEF SUBMITTED ON BEHALF OF APPELLANT
UNDER *People v. Wende* (1979) 25 Cal.3d 436 AND
***Anders v. California* (1967) 386 U.S. 738**

Appeal from the Judgment of the Superior Court
of the State of California for the County of _____

THE HONORABLE _____, JUDGE

[Attorney's name, bar number
address and telephone number]

Attorney for Appellant

By court-appointment through the
First District Appellate Project's
[independent/assisted] case
system

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**APPELLANT’S BRIEF UNDER
People v. Wende (1979) 25 Cal.3d 436 AND
Anders v. California (1967) 386 U.S. 738**

STATEMENT OF APPEALABILITY

STATEMENT OF THE CASE

STATEMENT OF FACTS

**APPELLANT REQUESTS THIS COURT TO CONDUCT AN
INDEPENDENT REVIEW OF THE RECORD**

When counsel files a brief which sets forth a summary of the

proceedings and facts with citations to the transcript, but raises no specific issues, the Court of Appeal must conduct a review of the entire record to determine whether the record reveals any issues which would, if resolved favorably to the appellant, result in reversal or modification of the judgment. (*People v. Wende* (1979) 25 Cal.3d 436, 441-442; *Anders v. California* (1967) 386 U.S. 738, 744.)

In accordance with *Wende* and *Anders* and the attached declaration of appellate counsel, appellant requests this court to conduct an independent review of the entire appellate record.

ISSUES STATEMENT

In reviewing the entire record on appeal, and to assist the court in conducting its independent review, counsel notes to the court the following items “in the record that might arguably support the appeal” (*Anders v. California, supra*, 386 U.S. at p. 744):

1. [E.g.] Did the trial court abuse its discretion . . . ?

Dated: _____

Respectfully submitted,

By: _____
[Attorney’s signature]
Attorney for Appellant

DECLARATION

1. I am an active member of the California State Bar, and I have been appointed counsel on appeal for appellant by this court.
2. I have thoroughly reviewed the entire record on appeal in this case.
3. Based upon my review of this case, I have determined that a brief pursuant to *People v. Wende* (1979) 25 Cal.3d 436 and *Anders v. California* (1967) 386 U.S. 738 is appropriate.
4. I have written to appellant and advised him that a *Wende/Anders* brief would be filed in this case.
5. I have advised appellant that he may personally file a supplemental brief in this case raising any issues which he wishes to call to the court's attention within 30 days.
6. Though I have informed appellant that he may request the court to relieve me as counsel in this case, I remain available for any further briefing this court may request.

I declare under penalty of perjury that the foregoing is true and correct. Executed this ___ day of _____ at San Francisco, California.

[attorney's signature]

CERTIFICATION OF WORD COUNT
(Cal. Rules of Ct., rule 8.360(b))

I, _____, appellate counsel of record for _____ in
this matter, do hereby certify that according to _____, the word
processing program used to generate this brief, the word count of this brief
is _____.

DATED: _____

By: _____
[attorney's signature]