

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIRST APPELLATE DISTRICT, DIVISION [NUMBER]

**PEOPLE OF THE STATE OF
CALIFORNIA,**

Plaintiff and Respondent,

v.

[CLIENT NAME],

Defendant and Appellant.

A#####

([County] County
Superior Court
No. #####)

**Brief Submitted on Behalf of Appellant in Accordance
with *People v. Wende* (1979) 25 Cal.3d 436**

Appeal from the Judgment of the Superior Court
of the State of California for [County] County

Honorable [Judge Name], Judge

[ATTORNEY NAME
(Bar No. #####)
Street Address
City, State ZIP
###-###-####
email@address.email]

Attorney for Appellant

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STATEMENT OF APPEALABILITY

[Explain why appealable.]

STATEMENT OF THE CASE

[Set forth a complete procedural history that adequately informs the court about any potential issues.]

STATEMENT OF FACTS

[Set forth a complete factual history that adequately informs the court about any potential issues.]

ARGUMENT

I. This Court Should Conduct an Independent Review of the Record in Accordance with *People v. Wende* (1979) 25 Cal.3d 436.

When counsel files a brief that 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 that 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 (*Wende*)). This brief and the attached declaration of appellate counsel are filed in accordance with the procedures outlined in *Wende*. Additionally, appellant is entitled to review of any issues [s/he] may subsequently raise in a pro per supplemental brief. (*People v. Kelly* (2006) 40 Cal.4th 106, 110.)

CONCLUSION

In accordance with the procedures outlined in *Wende* and the attached declaration of counsel, appellant asks this Court to conduct an independent review of the entire record on appeal.

Dated: [Month Day, Year]

Respectfully submitted,

[Attorney signature]

[ATTORNEY NAME]

Attorney for Appellant

DECLARATION OF COUNSEL

1. I am an active member of the California State Bar, and I am appointed counsel on appeal for appellant.
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 *Wende* brief is appropriate.
4. I have written to appellant at [his/her/their] last known address and advised [him/her/their] that a *Wende* brief would be filed in this case.
5. I have advised appellant that [he/she/they] may personally file a supplemental brief within 30 days in this case raising any issues which [he/she/they] wishes to call to the Court's attention.
6. I remain available for any further briefing this Court may request; however, I have informed appellant that [he/she/they] may request the Court to relieve me as counsel in this case.

I declare under penalty of perjury of the laws of the state of California that the foregoing is true and correct. This declaration was executed at [City], California, on [Month Day, Year].

[Attorney signature]

[ATTORNEY NAME]

Attorney for Appellant

CERTIFICATE OF WORD COUNT

Counsel for [Client Name] hereby certifies that this brief consists of **#,###** words (excluding cover page information, tables, proof of service, signature blocks, and this certificate), according to the word count of the computer word-processing program.
(Cal. Rules of Court, rule 8.360(b)(1).)

Dated: [Month Day, Year]

[Attorney signature]

[ATTORNEY NAME]

Attorney for Appellant