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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION SIX

THE PEOPLE,

Plaintiff and Respondent,

v.

DAVID ANAYA,

Defendant and Appellant.

2d Crim. No. B278350
(Super. Ct. No. 2014029392)
(Ventura County)

David Anaya appeals a judgment of conviction after he expressly waived his constitutional rights and pleaded guilty to the infliction of corporeal injury to a current or former spouse or cohabitant, and admitted suffering two prior strike enhancements and serving three prior prison terms. (Pen. Code, §§ 273.5, subd. (a), 667, subds. (b)-(i), 1170.12, subds. (a)-(d), 667.5, subd. (b).)¹ The trial court sentenced Anaya to an agreed-upon term of six years in prison. The court also imposed a \$300 restitution fine, a \$300 parole revocation restitution fine (suspended), a \$40 court security assessment, and a \$30 criminal

¹ All further statutory references are to the Penal Code unless otherwise stated.

conviction assessment, among other fines and fees. (§§ 1202.4, subd. (b), 1202.45, 1465.8, subd. (a), Gov. Code, § 70373.) The court also ordered victim restitution and awarded Anaya 1393 days of presentence custody credit. On the prosecutor's motion, the court dismissed remaining allegations and a second charged count.

According to evidence presented at the preliminary examination, in the evening of September 23, 2014, Anaya struck the mother of his child twice in the face with a closed fist. Witnesses observed the battery and detained Anaya until a police officer arrived.

We appointed counsel to represent Anaya in this appeal. After counsel's examination of the record, he filed an opening brief raising no issues.

On February 17, 2017, we advised Anaya by mail that he had 30 days within which to personally submit any contentions or issues that he wished to raise on appeal. We have not received a response.

We have reviewed the entire record and are satisfied that Anaya's attorney has fully complied with his responsibilities and that no arguable issue exists. (*People v. Wende* (1979) 25 Cal.3d 436, 441.)

The judgment is affirmed.

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GILBERT, P.J.

We concur:

YEGAN, J.

PERREN, J.

Roger Lund, Judge
Superior Court County of Ventura

Richard B. Lennon, under appointment by the Court
of Appeal, for Defendant and Appellant.

No appearance for Plaintiff and Respondent.