

NOT TO BE PUBLISHED IN THE OFFICIAL REPORTS

California Rules of Court, rule 8.1115(a), prohibits courts and parties from citing or relying on opinions not certified for publication or ordered published, except as specified by rule 8.1115(b). This opinion has not been certified for publication or ordered published for purposes of rule 8.1115.

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION SIX

THE PEOPLE,

Plaintiff and Respondent,

v.

SATURNINO L. HERNANDEZ,

Defendant and Appellant.

2d Crim. No. B269671
(Super. Ct. No. 14C-19902)
(San Luis Obispo County)

Following the denial of a motion to suppress evidence (Pen. Code § 1538.5), Saturnino L. Hernandez plead no contest to felony driving with a 0.08 percent or higher blood alcohol level within 10 years of a prior felony driving under the influence conviction (Veh. Code § 23550.5). Hernandez also admitted an enhancement alleging a blood alcohol level of 0.15 percent or more. (Veh. Code § 23578.) The trial court sentenced Hernandez to three years formal probation, 270 days in jail with credit for time served and a statutory fine of \$2,500.

In Hernandez's motion to suppress, he claimed he did not consent to a blood draw. He claimed he understands neither English nor Spanish, but speaks Mixteco. The trial court found he consented.

We appointed counsel to represent Hernandez on appeal. After counsel's examination of the record, she filed an opening brief raising no issues.

On June 10, 2016, we advised Hernandez by mail that he had 30 days within which to personally submit any contentions or issues that he wished to raise on appeal. We received no reply.

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

The judgment is affirmed.

NOT TO BE PUBLISHED.

GILBERT, P. J.

We concur:

PERREN, J.

TANGEMAN, J.

John A. Trice, Judge

Superior Court County of San Luis Obispo

Miriam R. Arichea, under appointment by the Court of Appeal, for
Defendant and Appellant.

No appearance for Plaintiff and Respondent.