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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 TINOCO,

Defendant and Appellant.

2d Crim. No. B282680
(Super. Ct. Nos. 1504722
& 1504160)
(Santa Barbara County)

David Tinoco pled no contest to possessing drug paraphernalia (Health & Saf. Code, § 11364, subd. (a)) in Case No. 1504160. The trial court granted three years of probation under Proposition 36 (Pen. Code,¹ § 1210.1). Later, he was charged in Case No. 1504722 and pled no contest to bringing drugs into jail (§ 4573). The court sentenced him to two years in state prison (to be served in county jail), which would run consecutively to an eight-month term imposed in another case

¹ Further unspecified statutory references are to the Penal Code.

(Case No. 1500602). The court terminated the probation that was granted in Case No. 1504160 as unsuccessful. Tinoco filed a notice of appeal, alleging sentencing error. (§ 1237.5; Cal. Rules of Court, rule 8.304(b)(4)(B).)

We appointed counsel to represent Tinoco in this appeal. After counsel's examination of the record, he filed an opening brief raising no issues. On September 1, 2017, we advised Tinoco by mail that he had 30 days 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 Tinoco'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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TANGEMAN, J.

We concur:

GILBERT, P. J.

PERREN, J.

James K. Voysey, Judge

Superior Court County of Santa Barbara

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

No appearance for Plaintiff and Respondent.