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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.

DEVIN O'NEIL ROSE,

Defendant and Appellant.

2d Crim. No. B296724
(Super. Ct. No. 2013029789)
(Ventura County)

Devin O'Neil Rose pleaded guilty to assault with a semiautomatic weapon (Pen. Code, § 245, subd. (b))¹; dissuading a witness (§ 136.1, subd. (b)(1)); and possession of a firearm by a felon (§ 29800, subd. (a)(1)). Rose also admitted the personal use of a firearm (§ 12022.5, subd. (a)) and a prior serious felony conviction (§ 667, subd. (a)(1)).

The trial court sentenced Rose to the low term of three years for the assault, doubled to six years for the prior strike plus

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

two sentences doubled to 16 months for the remaining counts. The court added a consecutive three years for the personal use of a firearm plus five years for a prior serious felony conviction, for a total sentence of 16 years and eight months.

Rose appeals the sentence.

We appointed counsel to represent Rose in this appeal. After examining the record, he filed a brief raising no issues.

On June 28, 2019, we advised Rose by mail that he had 30 days within which to personally submit any contentions or issues that he wished to raise on appeal. Rose submitted a letter claiming he received ineffective assistance of counsel in admitting to a prior prison term enhancement under section 667.5, subdivision (b). The trial court struck the enhancement.

We have reviewed the entire record and are satisfied that Rose'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:

PERREN, J.

TANGEMAN, J

Bruce A. Young, 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.