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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION TWO

In re DEMITRI R., a Person Coming Under
the Juvenile Court Law.

B261633
(Los Angeles County
Super. Ct. No. YJ36733)

THE PEOPLE,

Plaintiff and Respondent,

v.

DEMITRI R.,

Defendant and Appellant.

THE COURT:*

On September 16, 2014, a petition was filed under Welfare and Institutions Code section 602 alleging that appellant Demitri R.¹ committed second degree robbery in violation of Penal Code section 211. The next day, another petition was filed alleging

* ASHMANN-GERST, Acting P. J., CHAVEZ, J., HOFFSTADT, J.

¹ Appellant's name is spelled differently throughout the record. We use the spelling in our caption.

that appellant had committed the crime of possessing a controlled substance, Oxycontin, in violation of Health and Safety Code section 11350, subdivision (a), a felony.

The first petition was sustained following a contested adjudication hearing. The offense was deemed a felony and a second strike. Appellant was ordered to be placed in the camp community placement program. The second petition was sustained after appellant's admission and reduced to a misdemeanor. This appeal followed.

We appointed counsel to represent appellant on this appeal. After examination of the record, counsel filed an "Opening Brief" in which no arguable issues were raised. On June 24, 2015, we advised appellant that he had 30 days within which to personally submit any contentions or issues that he wished us to consider. No response has been submitted to date.

First Petition

We have examined the record and conclude that it provides a factual basis to support the juvenile court's order sustaining the first petition.

Prosecution Case

On September 12, 2014, Mustafa Joudi (Joudi) was working at the Quick Stop Mini Market in Redondo Beach, California. Around 6:00 p.m., a group of frequent customers entered the store. Joudi identified appellant as part of the group. Appellant walked around the store, while other members of his group made some purchases. After the others left the store, Joudi saw appellant open a cooler door and stand in front of it for a bit. When appellant finally left the store, Joudi saw that the cooler door was still open and that a bottle of water was missing from the cooler.

Joudi suspected that appellant had taken the bottle of water without paying for it, so he followed appellant out to the parking lot. Appellant was entering a car. Joudi went up to appellant and said, "I think you took something from my store. . . . I'd like to get it back." Appellant got out of the car and denied taking anything. Joudi saw a bulge under the front of appellant's shirt and said he wanted to see what appellant had under his shirt. When appellant refused, Joudi grabbed for the shirt and got hold of the bottle of water. Appellant told Joudi "You can't do that," and then punched him. They ended up in a

fight. The owner of the store next door came out and held appellant down until the police arrived.

Defense Case

Appellant's friend, Romello Sistrunk, went with him to the store. After leaving the store, Joudi came running out, accusing appellant of taking a bottle. Appellant said that he did not steal anything. Joudi lifted appellant's shirt and snatched something. After Joudi had the bottle in his hand, Joudi slapped appellant. Appellant hit Joudi back and a fight broke out.

Second Petition

There are no facts in the record regarding the second petition, other than appellant's admission.

We are satisfied that appellant's attorney has fully complied with her responsibilities and that no arguable issues exist. (*People v. Wende* (1979) 25 Cal.3d 436.)

The orders are affirmed.

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