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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.

RODRIGO ZARROSA,

Defendant and Appellant.

2d Crim. No. B271086
(Super. Ct. No. 2015007423)
(Ventura County)

Appellant appeals judgment after he was convicted by a jury of felony lewd and lascivious acts on a person aged 14 years or under by use of force (Pen. Code, § 288, subd. (b)(1); count 1),¹ assault of a person under age 18 with intent to commit a violation of section 288 (§ 220, subd. (a)(2); count 2), and child endangerment (§ 273a, subd. (b); count 3). He was sentenced to 10 years in state prison on count 1, plus nine years on count 2 stayed pursuant to section 654, plus 180 days concurrent on

¹ All further statutory references are to the Penal Code.

count 3. He was ordered to register as a sex offender pursuant to section 290. Various fines and fees were imposed.

We appointed counsel to represent appellant. After counsel's examination of the record, he filed an opening brief in which no issues were raised.

On October 11, 2016, we advised appellant that he had 30 days within which to personally submit any contentions or issues he wished us to consider. We have received no response.

Appellant lived with his wife and stepdaughters B.F. (age 13) and J.G. (age 6). On March 7, 2015, appellant's wife left their house to go to the store. B.F. and J.G. went into their bedroom to watch a movie. Their bedroom door was locked and B.F. pushed a dresser against the door to block it. Despite these security measures appellant entered the room. He was naked. He pinned B.F. to the floor removing her pajama bottoms and underwear. She screamed, kicked and scratched at him.

J.G. ran from the house to find help. A friend from their church returned to the house with J.G. and found B.F. alone in her room, screaming and kicking. Her pajama bottoms and underwear were off and her shirt was torn. As they were leaving the house, appellant appeared with a bloody nose and blood on his shirt.

B.F. said that appellant had tried to rape her. Two white t-shirts with blood stains were found in the freezer compartment in a nonfunctioning refrigerator in the house. Appellant's DNA was found on scrapings taken from under B.F.'s fingernails and from blood on B.F.'s knee.

We have reviewed the entire record and are satisfied that appellant's attorney has fully complied with his

responsibilities and that no arguable issues exist. (*People v. Wende* (1979) 25 Cal.3d 436, 443.)

The judgment is affirmed.

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TANGEMAN, J.

We concur:

GILBERT, P. J.

PERREN, J

Charles W. Campbell, Jr., Judge

Superior Court County of Ventura

Thomas K. Macomber, under appointment by the
Court of Appeal, for Defendant and Appellant.

No appearance for Plaintiff and Respondent.