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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION FOUR

THE PEOPLE,

Plaintiff and Respondent,

v.

ANDRE LANDERS,

Defendant and Appellant.

B243258

(Los Angeles County
Super. Ct. No. VA123792)

APPEAL from a judgment of the Superior Court of Los Angeles County,
Marcelita V. Haynes, Judge. Affirmed.

Maria Morrison, under appointment by the Court of Appeal, for Defendant
and Appellant.

No appearance for Plaintiff and Respondent.

On February 23, 2012, appellant was arrested on two outstanding warrants. During the subsequent booking search, the police recovered a small baggie containing cocaine base from inside appellant's cell phone cover. Appellant was charged with one count of possession of a controlled substance (Health & Saf. Code, § 11350, subd. (a)). It was further alleged that he had suffered a prior "strike" conviction (Pen. Code, §§ 667, subds. (b)-(i), 1170.12, subds. (a)-(d)), and seven prior convictions within the meaning of Penal Code section 667.5, subdivision (b).

On March 8, 2012, appellant waived his constitutional rights, pled no contest to the charged count, and admitted the prior convictions. Pursuant to an agreement with the trial court, appellant was released to a drug treatment program, where he was to remain for one year. If he successfully completed the program, the court agreed it would dismiss the strike and grant probation. Appellant failed to complete the program.

On August 9, 2012, the trial court imposed a 32-month prison sentence, consisting of the low term of 16 months, doubled for the prior strike. The court dismissed the other priors. The court imposed certain fees and fines, and awarded appellant 182 days of presentence custody credits. Appellant filed a timely notice of appeal.

After examining the record, appointed appellate counsel filed a brief raising no issues, but asking this court to independently review the record on appeal pursuant to *People v. Wende* (1979) 25 Cal.3d 436, 441-442. (See *Smith v. Robbins* (2000) 528 U.S. 259, 264.) On March 15, 2013, we advised appellant he had 30 days within which to submit by brief or letter any contentions or argument he wished this court to consider. No response was received.

This court has examined the entire record in accordance with *People v. Wende*, *supra*, 25 Cal.3d at pages 441-442, and is satisfied appellant's attorney has

fully complied with the responsibilities of counsel, and no arguable issues exist. Accordingly, we affirm the judgment of conviction.

DISPOSITION

The judgment is affirmed.

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MANELLA, J.

We concur:

EPSTEIN, P. J.

WILLHITE, J.