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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.

RICARDO PALLAZHCO,

Defendant and Appellant.

B265060

(Los Angeles County
Super. Ct. No. BA418007)

APPEAL from a judgment of the Superior Court of Los Angeles County,
Craig E. Veals, Judge.

Esther K. Hong, under appointment by the Court of Appeal, for Defendant
and Appellant.

No appearance for Respondent.

On November 3, 2013, Los Angeles Police Department Officers Randall Saeli and Jimmy Soliman approached appellant, who was sitting on a bench at a bus stop. When appellant noticed the officers, he started running away, holding his waistband. Saeli ordered appellant to stop and to place his hands above his head, but he did not comply. Soliman called for assistance and then joined Saeli in pursuit of appellant.

During the chase, Saeli observed appellant's right shoulder moving as if trying to pull something out of his waistband. Shortly thereafter, appellant stopped, turned toward Soliman and pulled a black revolver from his waistband. Saeli called out, "Gun!" He pulled his firearm and fired two shots at appellant. Soliman also drew his weapon and fired several shots in appellant's direction. The entire shooting incident took a few seconds. Both officers testified they had never previously shot an armed suspect during their many years of service.

A jury found appellant guilty of assault with a firearm upon a peace officer (Pen. Code, § 245, subd. (d)(1); count 1) and carrying a loaded and unregistered handgun (Pen. Code, § 25850, subd. (a); count 2). It also found true a firearm use enhancement (Pen. Code, §§ 12022.5, subds. (a) & (d), 12022.53, subd. (b)). The trial court sentenced appellant to serve a total of 14 years in state prison, consisting of four years on count 1, plus 10 years for the firearm enhancement under section 12022.53, subdivision (b). It imposed and stayed a 16-month sentence on count 2.

Appellant timely filed a 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 April 19, 2016, we advised appellant he had 30 days to file a brief or letter raising any issue 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.