

SEP 30 2011

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

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| <p>UNITED STATES OF AMERICA,</p> <p style="text-align: center;">Plaintiff - Appellee,</p> <p style="text-align: center;">v.</p> <p>ANTONIO WARREN GANTT,</p> <p style="text-align: center;">Defendant - Appellant.</p> |
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No. 10-10297

D.C. No. 2:08-cr-00148-PMP

MEMORANDUM*

Appeal from the United States District Court
for the District of Nevada
Philip M. Pro, District Judge, Presiding

Submitted September 27, 2011**

Before: HAWKINS, SILVERMAN, and W. FLETCHER, Circuit Judges.

Antonio Warren Gantt appeals from his guilty-plea conviction and 188-month sentence for armed and assaultive bank robbery, in violation of 18 U.S.C. § 2113(a), (d). Pursuant to *Anders v. California*, 386 U.S. 738 (1967), Gantt’s counsel has filed a brief stating there are no grounds for relief, along with a

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

** The panel unanimously concludes this case is suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

motion to withdraw as counsel of record. We have provided the appellant with the opportunity to file a pro se supplemental brief. No pro se supplemental brief or answering brief has been filed.

Our independent review of the record pursuant to *Penson v. Ohio*, 488 U.S. 75, 80-81 (1988), discloses no arguable grounds for relief on direct appeal.

Counsel's motion to withdraw is **GRANTED**, and the district court's judgment is **AFFIRMED**.

Gantt's pro se motion to dismiss the appeal is denied as moot.