

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

APR 10 2020

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

VICTOR CHARLES FOURSTAR, Jr.,

Defendant-Appellant.

No. 19-30200

D.C. No. 4:02-cr-00052-DLC-1

MEMORANDUM*

Appeal from the United States District Court
for the District of Montana
Dana L. Christensen, District Judge, Presiding

Submitted April 7, 2020**

Before: TASHIMA, BYBEE, and WATFORD, Circuit Judges.

Victor Charles Fourstar, Jr., appeals from the revocation of supervised release and the 6-month sentence and 33-month term of supervised release imposed upon revocation. Pursuant to *Anders v. California*, 386 U.S. 738 (1967), Fourstar's counsel has filed a brief stating that there are no grounds for relief, along

* This disposition is not appropriate for publication and is not precedent except as provided by Ninth Circuit Rule 36-3.

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

with a motion to withdraw as counsel of record. Fourstar has filed a pro se supplemental brief. No answering brief has been filed.

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

Counsel's motion to withdraw is **GRANTED**. Fourstar's pro se motion to substitute counsel is **DENIED**.

AFFIRMED.