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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION TWO

THE PEOPLE,

Plaintiff and Respondent,

v.

DEAN WAYNE NATION,

Defendant and Appellant.

B247797

(Los Angeles County
Super. Ct. No. KA100164)

THE COURT:*

Dean Wayne Nation (Nation) appeals from the judgment entered on his plea of no contest to attempted first degree burglary, person present, in violation of Penal Code sections 664/459.¹ His appointed counsel filed a brief pursuant to *People v. Wende* (1979) 25 Cal.3d 436, 441 (*Wende*), raising no issues. On August 13, 2013, we notified Nation of his counsel's brief and gave him leave to file, within 30 days, his own brief or letter stating any grounds or argument he wants us to consider. That time has elapsed and Nation failed to submit a letter or brief. Upon review of the entire record, we conclude that there are no arguable issues. We affirm the judgment.

* BOREN, P. J., ASHMANN-GERST, J., CHAVEZ, J.

¹ All further statutory references are to the Penal Code unless otherwise indicated.

Nation was arrested after attempting to break into the home of Jerry Nevarez and was charged with attempted first degree burglary, person present. It was alleged that Nation had been convicted of serious or violent felonies within the meaning of section 667, subdivision (a)(1), serious felonies pursuant to sections 667, subdivisions (b)–(i) and 1170.12, subdivisions (a)–(d)), and felonies pursuant to section 1203, subdivision (e)(4). He entered a plea of no contest and admitted one prior strike allegation as true.

The trial court sentenced Nation to one year based on the low term for the attempted burglary conviction. That year was doubled pursuant to the Three Strikes law, which made the total sentence two years. Nation received actual credit of 81 days and good time/work time credit of 81 days, for a total of 162 days custody credit. He appealed.

We have examined the entire record and are satisfied that Nation’s appellate counsel has fully complied with her responsibilities and that no arguable issue exists. We conclude that Nation has, by virtue of counsel’s compliance with the *Wende* procedure and our review of the record, received adequate and effective appellate review of the judgment entered against him in this case. (*Smith v. Robbins* (2000) 528 U.S. 259, 278; *People v. Kelly* (2006) 40 Cal.4th 106, 123–124.)

The judgment is affirmed.

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