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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION FIVE

In re K.H., a Person Coming Under the  
Juvenile Court Law.

B262095  
(Los Angeles County Super. Ct.  
No. MJ22754)

THE PEOPLE,

Plaintiff and Respondent,

v.

K.H.,

Defendant and Appellant.

APPEAL from a judgment of the Superior Court of Los Angeles County, Daniel Nancy S. Pogue, Commissioner. Affirmed.

Courtney M. Selan, under appointment by the Court of Appeal, for Defendant and Appellant.

No appearance for Plaintiff and Respondent.

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The juvenile court sustained a petition filed under Welfare and Institutions Code 602, alleging that minor K.H., age 13, committed a lewd act upon a child under the age of 14, in violation of Penal Code section 288, subdivision (a). Minor was ordered suitably placed. A timely notice of appeal was filed.

This court appointed counsel for minor on appeal. Appointed counsel filed a brief raising no issues, but requesting this court to independently review the record for arguable contentions pursuant to *People v. Wende* (1979) 25 Cal.3d 436. Minor was advised by letter from this court of his right to file a supplemental brief within 30 days. Minor has not filed a supplemental brief with this court.

We have completed our independent review of the record. There are no arguable appellate issues.

The jurisdictional order is supported by substantial evidence. Without going into unnecessary detail, it is sufficient for purposes of this appeal to indicate that minor threatened a seven-year-old boy during a sleepover, and then attempted to sodomize the boy and made the boy touch minor's penis. After being advised of his constitutional rights under *Miranda v. Arizona* (1966) 384 U.S. 436, minor filled out a form indicating he knew the wrongfulness of his conduct. (See *In re Gladys R.* (1970) 1 Cal.3d 855.) Minor initially denied the alleged conduct, but ultimately admitted that he attempted to sodomize the victim.

The disposition of suitable placement was not an abuse of discretion. The reports contained in the clerk's transcript reflect minor's mental health issues, unstable family situation, poor school attendance, and placements outside of the home. This issues, considered in light of the serious nature of the allegations in the petition, amply support the dispositional order.

The judgment is affirmed. (*Smith v. Robbins* (2000) 528 U.S. 259.)

KRIEGLER, J.

We concur:

MOSK, Acting P. J.

KIRSCHNER, J.\*

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\* Judge of the Los Angeles County Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.