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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION SIX

THE PEOPLE,

Plaintiff and Respondent,

v.

CARL THOMAS BANKS,

Defendant and Appellant.

2d Crim. No. B262891
(Super. Ct. No. 1180660)
(Santa Barbara County)

Carl Thomas Banks appeals an order denying his petition to recall his sentence and reduce his 2006 conviction for felony grand theft (Pen. Code, § 487, subd. (d))¹ to a misdemeanor pursuant to Proposition 47, the Safe Neighborhoods and Schools Act (the Act) (§ 1170.18. subd. (b)).

We appointed counsel to represent appellant in this appeal. After examination of the record, counsel filed an opening brief requesting the court to make an independent review under *People v. Wende* (1979) 25 Cal.3d 436.

On July 16, 2015, we advised appellant that he had 30 days within which to personally submit any contentions or issues that he wished us to consider. No response was received from appellant.

¹ All statutory references are to the Penal Code.

The record indicates that the trial court denied the petition to recall the sentence because the value of the property stolen exceeded \$950 (§ 490.2, subd. (a)) and appellant did not satisfy the criteria of section 1170.18, subdivision (a).

We have reviewed the entire record and are satisfied that appellant's counsel has fully complied with her responsibilities and that no arguable issue exists. (*People v. Wende, supra*, 25 Cal.3d at p. 443; *People v. Kelly* (2006) 40 Cal.4th 106, 126.)

The judgment (order denying petition to recall sentence) is affirmed.

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YEGAN, J.

We concur:

GILBERT, P.J.

PERREN, J.

Roger Picquet, Judge
Superior Court County of Santa Barbara

Jolene Larimore, under appointment by the Court of Appeal, for Defendant
and Appellant.

No appearance for Respondent.