

NOT TO BE PUBLISHED

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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT
(Sacramento)

THE PEOPLE,

Plaintiff and Respondent,

v.

DAVID SAMUEL GRIFFEN,

Defendant and Appellant.

C068364

(Super. Ct. No.
11F00131)

Defendant David Samuel Griffen pleaded guilty to attempting to manufacture a sharp instrument while in prison. He was sentenced to eight months (one-third the midterm) in state prison, to be served consecutively. (Pen. Code, § 4502, subd. (b).)

According to the factual basis provided at the time of his plea, defendant was found in possession of "various melted

plastic items which [he] was in the process of manufacturing into sharp weapons."

Defendant appealed.

We appointed counsel to represent defendant on appeal. Counsel filed an opening brief setting forth the facts of the case and, pursuant to *People v. Wende* (1979) 25 Cal.3d 436, requesting the court to review the record and determine whether there are any arguable issues on appeal. Defendant was advised by counsel of the right to file a supplemental brief within 30 days of the date of filing of the opening brief. More than 30 days elapsed, and we received no communication from defendant.

We have undertaken an independent examination of the entire record and have found no arguable error that would result in a disposition more favorable to defendant.

DISPOSITION

The judgment is affirmed.

BLEASE, Acting P. J.

We concur:

BUTZ, J.

HOCH, J.