

NOT TO BE PUBLISHED

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

THE PEOPLE,

Plaintiff and Respondent,

v.

KYLE JAMISON BUNNELL,

Defendant and Appellant.

C074068

(Super. Ct. No. CRF12469)

Appointed counsel for defendant Kyle Jamison Bunnell asked this court to review the record to determine whether there are any arguable issues on appeal. (*People v. Wende* (1979) 25 Cal.3d 436 (*Wende*)). After reviewing the entire record, we affirm the judgment.

On May 10, 2012, defendant exhibited his genitals and masturbated while looking over the fence into the neighbor’s property. The neighbor saw defendant and was offended and annoyed. Defendant was previously convicted of a misdemeanor violation of Penal Code section 314, subdivision 1,¹ involving the same neighbor.

¹ Undesignated statutory references are to the Penal Code.

Defendant entered a guilty plea to indecent exposure, a felony (§ 314, subd. 1), admitting the prior conviction for the same offense, in exchange for no state prison at the outset. The court granted defendant probation for a term of five years subject to certain terms and conditions, including 365 days in county jail.

Defendant appeals. The trial court denied defendant's request for a certificate of probable cause. (§ 1237.5.)

We appointed counsel to represent defendant on appeal. Counsel filed an opening brief that sets forth the facts of the case and requests this court to review the record and determine whether there are any arguable issues on appeal. (*Wende, supra*, 25 Cal.3d 436.) 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. Having undertaken an examination of the entire record, we find no arguable error that would result in a disposition more favorable to defendant.

DISPOSITION

The judgment is affirmed.

HOCH, J.

We concur:

BLEASE, Acting P. J.

HULL, J.