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COURT OF APPEAL, FOURTH APPELLATE DISTRICT

DIVISION ONE

STATE OF CALIFORNIA

THE PEOPLE,

Plaintiff and Respondent,

v.

JESUS AKSEL CORREA,

Defendant and Appellant.

D064830

(Super. Ct. No. SCS259548)

APPEAL from a judgment of the Superior Court of San Diego County, Theodore M. Weathers, Judge. Affirmed.

Stephen M. Hinkle, under appointment by the Court of Appeal, for Defendant and Appellant.

No appearance for Plaintiff and Respondent.

The People charged Jesus Aksel Correa with grand theft auto (Pen. Code, § 487, subd. (d)(1)); and unlawfully taking and driving a vehicle (Veh. Code, § 10851, subd.

(a)). The People alleged Correa had a prior conviction for grand theft auto; seven probation denial priors (Pen. Code, § 1203, subd. (e)(4)); four prison priors (Pen. Code, § 667, subd. (b)); and two strike priors for robbery (Pen. Code, §§ 211, 1170.12, subds. (a)-(d), 667, subds. (b)-(i)).

Correa pleaded guilty to a separate charge of failing to appear in court (Pen. Code, § 1320, subd. (b)) and admitted his two strike priors; in exchange, the People dismissed all other charges. The court denied Correa's motion to strike his priors under *People v. Superior Court (Romero)* (1996) 13 Cal.4th 497, and sentenced him to four years in prison.

DISCUSSION

Appointed counsel has filed a brief summarizing the facts and proceedings in the trial court. Counsel presents no argument for reversal but asks this court to review the record for error as mandated by *People v. Wende* (1979) 25 Cal.3d 436 and *Anders v. California* (1967) 386 U.S. 738.

We granted Correa permission to file a brief on his own behalf, and he did so. He argues that at the sentencing hearing he was under the effects of medication he takes for his mental health problems; therefore, he could not present certain arguments in favor of a reduced sentence. He further states his trial counsel had advised him to provide the trial court documentation regarding his diagnosis for non-Hodgkin's lymphoma, but he did not have it. He attaches that documentation to his letter brief. He claims he is permanently wheelchair bound; and consequently if this court affirms the ruling on the *Romero*

motion, his family unit will fall apart because the mother of his five minor children was deported from the United States.

Our review of the entire record pursuant to *People v. Wende, supra*, 25 Cal.3d 436 and *Anders v. California, supra*, 386 U.S. 738, including the possible issues referred to by Correa has disclosed no reasonably arguable appellate issues. Correa was competently represented by counsel on this appeal.

DISPOSITION

The judgment is affirmed.

O'ROURKE, J.

WE CONCUR:

McCONNELL, P. J.

NARES, J.