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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FOURTH APPELLATE DISTRICT

DIVISION TWO

THE PEOPLE,

Plaintiff and Respondent,
P. v. anderson CA4/2
v.

LEWIS ANDERSON,
Defendant and Appellant.

E059719

(Super.Ct.Nos. RPR1300193 &
RIF091802)

OPINION

APPEAL from the Superior Court of Riverside County. Eric V. Isaac, Temporary Judge. (Pursuant to Cal. Const., art. VI, § 21.) Affirmed.

Sarah A. Stockwell, under appointment by the Court of Appeal, for Defendant and Appellant.

No appearance for Plaintiff and Respondent.

Defendant Lewis Anderson appeals from the court's order of September 12, 2013, revoking his parole. As discussed below, we affirm the parole revocation order.

FACTS AND PROCEDURE

On or about May 29, 2000, defendant approached the mother of his child, who was again pregnant with defendant's child, from behind and hit her on the jaw with a pipe, using two hands to accomplish the strike. The victim received lasting injuries and numbness to her jaw, which had to be wired shut.

On September 6, 2000, a jury convicted defendant of assault with force likely to produce great bodily injury (Pen. Code, §245, subd. (a)(1),¹ infliction of corporal injury on the mother of his child (§ 273.5, subd. (a)), and felony mayhem (§ 203). The jury also found true the allegation that defendant personally inflicted great bodily injury (§ 12022.7, subd. (d)).

On October 20, 2000, the trial court sentenced defendant to 12 years in prison.

On February 18, 2011, defendant was released on parole. His parole was revoked six times in 2011, 2012 and 2013 for refusing to sign the conditions of his parole and/or refusing to enroll in a batterer's program. On the last two occasions, in November 2012 and April 2013, defendant was returned to custody and ordered to serve 180 days.

On August 13, 2013, defendant's parole officer filed a petition to revoke his parole for a seventh time, alleging that he had again, in June 2013, refused to sign the conditions of probation and refused to enroll in a batterer's program.

The contested parole revocation hearing was held on September 12, 2013. Defendant's parole agent testified that he refused to sign the conditions of probation and

¹ All further statutory references are to the Penal Code unless otherwise indicated.

refused to enroll in a batterer’s program. Defendant told the court, himself and through counsel, that he was not on parole “per the Constitution, Article I, Section 10.” The court found the allegations in the petition to be true and ordered defendant to serve 180 days in county jail, with credits applied.

This appeal followed.

DISCUSSION

Upon defendant’s request, this court appointed appellate counsel to represent him. Counsel has filed a brief under the authority of *People v. Wende* (1979) 25 Cal.3d 436 and *Anders v. California* (1967) 386 U.S. 738, setting forth a statement of the case, a summary of the facts and potential arguable issues, and requesting this court to undertake a review of the entire record.

We offered defendant an opportunity to file a personal supplemental brief, but he has not done so. Pursuant to the mandate of *People v. Kelly* (2006) 40 Cal.4th 106, we have independently reviewed the record for potential error and find no arguable issues.

DISPOSITION

The parole revocation order is affirmed.

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RAMIREZ
P. J.

We concur:

KING
J.

MILLER
J.