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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FOURTH APPELLATE DISTRICT

DIVISION TWO

THE PEOPLE,

Plaintiff and Respondent,

v.

DRAKE SEBASTIEN FELDE,

Defendant and Appellant.

E065588

(Super.Ct.No. SWF1501249)

O P I N I O N

APPEAL from the Superior Court of Riverside County. John M. Monterosso,
Judge. Affirmed.

William D. Farber, under appointment by the Court of Appeal, for Defendant and
Appellant.

No appearance by Plaintiff and Respondent.

Defendant and appellant, Drake Sebastien Felde, pled guilty to voluntary
manslaughter (Pen. Code, § 192, subd. (a))¹ and admitted he personally used a knife in

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

his commission of the offense (§ 12022, subd. (b)(1)). Pursuant to this plea agreement, the court sentenced defendant to an aggregate term of incarceration of seven years. After counsel for Appellate Defenders, Inc. filed a notice of appeal on defendant's behalf, this court appointed 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 and requesting this court to conduct an independent review of the record. We affirm.

I. PROCEDURAL HISTORY

On June 17, 2015, the People filed a felony complaint charging defendant with murder (§ 187, subd. (a)) and alleging defendant had personally used a knife in his commission of the offense (§ 12022, subd. (b)(1)). On February 5, 2016, the People orally moved to amend the complaint to add a count 2 charge of voluntary manslaughter (§ 192, subd. (a)) and an attached allegation that defendant had personally used a knife in his commission of the offense (§ 12022, subd. (b)(1)).

On the same date, defendant initialed and signed a plea agreement which provided he would plead guilty to the count 2 offense and admit the personal use allegation. In return, the People agreed to an aggregate sentence of seven years' incarceration.

As part of his plea agreement, defendant initialed a provision providing: "No one has made any threats to me or anyone close to me, or placed any pressure of any kind on me in order to make me plead guilty." Defendant initialed another provision which reflected that he "had adequate time to discuss with my attorney (1) my constitutional

rights, (2) the consequences of any guilty plea, and (3) any defenses I may have to the charges against me.” Defense counsel signed and joined in the plea agreement indicating he was satisfied defendant understood his rights, had an opportunity to discuss the case with his attorney, and understood the consequences of his plea.

When the court orally took defendant’s plea, defendant indicated he understood his rights and the consequences of the plea. Defendant indicated he had not been threatened or pressured to enter the plea. When asked by the court whether he had any further questions of his attorney, defendant responded that he did not. Defendant indicated he was entering the plea of his own free will.

The court thereafter sentenced defendant to the agreed upon term. The court dismissed count 1.

On March 10, 2016, counsel for Appellate Defenders, Inc. filed an appeal on defendant’s behalf challenging the sentence or other matters occurring after the plea and challenging the validity of the plea. Counsel requested issuance of a certificate of probable cause “based on the grounds that [defendant] was under duress during his proceedings.” The court granted the request.

II. DISCUSSION

We offered defendant an opportunity to file a personal supplemental brief, which he has not done. 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.

III. DISPOSITION

The judgment is affirmed.

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McKINSTER
J.

We concur:

RAMIREZ
P. J.

MILLER
J.