

**NOT TO BE PUBLISHED IN OFFICIAL REPORTS**

California Rules of Court, rule 8.1115(a), prohibits courts and parties from citing or relying on opinions not certified for publication or ordered published, except as specified by rule 8.1115(b). This opinion has not been certified for publication or ordered published for purposes of rule 8.1115.

**IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FIFTH APPELLATE DISTRICT**

In re CHRISTIAN C., a Person Coming  
Under the Juvenile Court Law.

THE PEOPLE,

Plaintiff and Respondent,

v.

CHRISTIAN C.,

Defendant and Appellant.

F069955

(Super. Ct. No. 13JQ0070C)

**OPINION**

**THE COURT**\*

APPEAL from a judgment of the Superior Court of Kings County. James T. LaPorte, Judge.

Kristen Owen, under appointment by the Court of Appeal, for Defendant and Appellant.

Office of the State Attorney General, Sacramento, California, for Plaintiff and Respondent.

-ooOoo-

---

\* Before Kane, Acting P.J., Poochigian, J., and Smith, J.

The court found true allegations charging Christian C. with first degree burglary (Pen. Code, § 459) and being under the influence of methamphetamine (Health & Saf. Code, § 11550, subd. (a)). Following independent review of the record pursuant to *People v. Wende* (1979) 25 Cal.3d 436, we affirm.

### **FACTUAL AND PROCEDURAL HISTORY**

On June 21, 2014, after seeing a bicycle lying on the ground in front of a residence and the door to the garage ajar, a Corcoran police officer stopped to investigate. As the officer approached the garage, he heard the sound of metal hitting metal coming from inside the garage. The officer ordered the person inside to come out. He then heard something that sounded as if someone had jumped over a wooden fence and he saw appellant running away in an alley behind the residence.

At approximately 10:35 p.m. on the same day, a second Corcoran police officer stopped appellant for riding a bicycle without a light. The first officer went to the site of the detention. While speaking with appellant the officer noticed white powder on appellant's lips. The officer also noticed that appellant's speech was rapid, he appeared to be grinding his teeth, and that appellant's pupils were enlarged. The officer asked appellant if he had recently used any illegal drugs and appellant replied that he had "smoked a dub [\$20 worth] of crystal." During an interview at the police station appellant stated that he entered the garage earlier that day because he thought someone was after him. He also admitted that he fled when he heard the officer order him to come out.

On June 24, 2014, the district attorney filed a petition charging appellant with first degree burglary and being under the influence of methamphetamine.

On July 10, 2014, the parties submitted the matter to the court on a set of stipulated facts.

On July 17, 2014, the court found the allegations in the petition true.

On August 5, 2014, at appellant's disposition hearing, the court set his maximum term of physical confinement at eight years and committed him to the long-term program at juvenile hall for a maximum of 365 days.

Appellant's appellate counsel has filed a brief which summarizes the facts, with citations to the record, raises no issues, and asks this court to independently review the record. (*People v. Wende, supra*, 25 Cal.3d 436.) Appellant has not responded to this court's invitation to submit additional briefing.

Following an independent review of the record we find that no reasonably arguable factual or legal issues exist.

#### **DISPOSITION**

The judgment is affirmed.