SLIP OPINION



# ARKANSAS COURT OF APPEALS

DIVISION IV

**No.** CR-16-619

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| | | **Opinion Delivered:** January 25, 2017 |
| AARIS JEFFERSON | APPELLANT | APPEAL FROM THE GARLAND COUNTY CIRCUIT COURT [NO. CR-2014-294-IV] |
| V. | | |
| STATE OF ARKANSAS | APPELLEE | HONORABLE MARCIA R. HEARNSBERGER, JUDGE |
| | | AFFIRMED; MOTION TO WITHDRAW GRANTED |

**BART F. VIRDEN, Judge**

Aaris Jefferson appeals from an order of the Garland County Circuit Court revoking his probation on a charge of possession of methamphetamine with intent to deliver and sentencing him to 120 months with 96 months suspended in the Arkansas Department of Correction. Pursuant to *Anders v. California*, 386 U.S. 738 (1967), and Arkansas Supreme Court Rule 4-3(k) (2016), Jefferson's attorney has filed a no-merit brief and a motion to withdraw, addressing all of the adverse rulings made at the revocation hearing, explaining why each adverse ruling is not a meritorious ground for reversal, and requesting to be relieved as counsel. Jefferson was provided with a copy of his counsel's brief and motion and informed of his right to file pro se points. He has not done so.

The test for filing a no-merit brief is not whether there is any reversible error, but rather whether an appeal would be wholly frivolous. *Gaines v. State*, 2014 Ark. App. 651; *Tucker v. State*, 47 Ark. App. 96, 885 S.W.2d 904 (1994). We have reviewed the entire

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record and counsel's brief and conclude that Jefferson's counsel has adequately explained why there is no meritorious issue on appeal.

Therefore, pursuant to sections (a) and (b) of *In re Memorandum Opinions*, 16 Ark. App. 301, 700 S.W.2d 63 (1985), we issue this memorandum opinion granting counsel's motion to be relieved and affirming the circuit court's revocation.

Affirmed; motion to withdraw granted.

GRUBER, C.J., and HIXSON, J., agree.

*Dusti Standridge*, for appellant.

No response.