

ARKANSAS COURT OF APPEALS

DIVISION I

No. CA09-909

SAMANTHA WESTENDORF
APPELLANT

V.

ARKANSAS DEPARTMENT OF
HUMAN SERVICES
APPELLEE

Opinion Delivered January 20, 2010

APPEAL FROM THE WASHINGTON
COUNTY CIRCUIT COURT
[NO. JV 2008-49-3]

HONORABLE STACEY
ZIMMERMAN, JUDGE

AFFIRMED; MOTION TO
WITHDRAW GRANTED

ROBERT J. GLADWIN, Judge

On May 22, 2009, the Washington County Circuit Court entered an order terminating the parental rights of appellant Samantha Westendorf to her two sons. Westendorf's attorney has filed a motion to withdraw and a no-merit brief pursuant to *Linker-Flores v. Arkansas Department of Human Services*, 359 Ark. 131, 194 S.W.3d 739 (2004), and Rule 6-9(i) (2009) of the Rules of the Arkansas Supreme Court and Court of Appeals, asserting that there are no issues of arguable merit to support the appeal. Counsel's motion is accompanied by an abstract, addendum, and brief discussing the sufficiency of the evidence and stating that there were no rulings at trial adverse to Westendorf. The clerk of this court sent copies of counsel's motion and brief to Westendorf at her last known address, informing her that she had the right to file *pro se* points for reversal. Westendorf has not filed any *pro se*

Cite as 2010 Ark. App. 60

points. The Arkansas Department of Human Services (DHS) has not filed a brief.

After carefully examining the record and the brief presented to us, we find that counsel has complied with the requirements established by the Arkansas Supreme Court for no-merit appeals in termination cases and also conclude that the appeal is wholly without merit. Accordingly, we grant counsel's motion to withdraw and affirm the order terminating Westendorf's parental rights.

Affirmed; motion granted.

MARSHALL and BAKER, JJ., agree.