

United States Court of Appeals
For the Eighth Circuit

No. 17-3122

United States of America

Plaintiff - Appellee

v.

Cedric D. Reynolds

Defendant - Appellant

Appeal from United States District Court
for the Western District of Missouri - Kansas City

Submitted: May 24, 2018

Filed: May 30, 2018

[Unpublished]

Before SHEPHERD, KELLY, and GRASZ, Circuit Judges.

PER CURIAM.

Cedric Reynolds directly appeals after he pleaded guilty to drug and firearm charges, pursuant to a plea agreement that contained an appeal waiver, and the district

court¹ imposed a prison term below the calculated Guidelines range. His counsel has moved for leave to withdraw, and has filed a brief under Anders v. California, 386 U.S. 738 (1967), acknowledging the appeal waiver, and arguing that the sentence is substantively unreasonable.

We conclude that the appeal waiver is valid, applicable, and enforceable. See United States v. Scott, 627 F.3d 702, 704 (8th Cir. 2010) (de novo review of validity and applicability of appeal waiver); United States v. Andis, 333 F.3d 886, 890-92 (8th Cir. 2003) (en banc) (discussing enforcement of appeal waivers). Furthermore, we have independently reviewed the record under Penson v. Ohio, 488 U.S. 75 (1988), and have found no non-frivolous issues for appeal outside the scope of the appeal waiver. Accordingly, we grant counsel's motion, and we dismiss this appeal.

¹The Honorable Gary A. Fenner, United States District Judge for the Western District of Missouri.