

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 02-1528

United States of America,

Appellee,

v.

Marcus Garcia Bland,

Appellant.

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Appeal from the United States
District Court for the District
of Minnesota.

[UNPUBLISHED]

Submitted: July 19, 2002

Filed: July 26, 2002

Before WOLLMAN, FAGG, and MORRIS SHEPPARD ARNOLD, Circuit Judges.

PER CURIAM.

After Marcus Garcia Bland was charged with possessing with intent to distribute in excess of 50 grams of a mixture containing cocaine base, in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A), Bland moved to suppress evidence seized from his residence. The district court* denied the motion, Bland pleaded guilty, and the district court sentenced him to 210 months imprisonment and 5 years supervised release.

*The Honorable David S. Doty, United States District Judge for the District of Minnesota.

On appeal, Bland's counsel filed a brief and moved to withdraw under Anders v. California, 386 U.S. 738 (1967), arguing the district court improperly denied the motion to suppress. Bland has not filed a pro se supplemental brief.

An appeal of the denied motion to suppress is foreclosed by Bland's unconditional guilty plea. See United States v. Jennings, 12 F.3d 836, 839 (8th Cir. 1994). Also, having independently reviewed the record, we find no nonfrivolous issues. Penson v. Ohio, 488 U.S. 75 (1988). Accordingly, we affirm the district court and grant counsel's motion to withdraw.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.