

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 05-2833

United States of America,

Appellee,

v.

Francisco Reyes Rivera,

Appellant.

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

[UNPUBLISHED]

Submitted: May 19, 2006
Filed: May 23, 2006

Before MELLOY, FAGG, and BENTON, Circuit Judges.

PER CURIAM.

Francisco Reyes Rivera pleaded guilty to possessing with intent to distribute 50 grams or more of methamphetamine, in violation of 21 U.S.C. § 841(a)(1) and (b)(1). The district court* sentenced Rivera to 120 months in prison and 5 years of supervised release. On appeal, Rivera's counsel filed a brief under Anders v. California, 386 U.S. 738 (1967), in which he requests leave to withdraw.

*The Honorable Richard G. Kopf, United States District Judge for the District of Nebraska.

Rivera's plea agreement contains a valid appeal waiver. See United States v. Andis, 333 F.3d 886, 889-90 (8th Cir.) (en banc), cert. denied, 540 U.S. 997 (2003); United States v. Estrada-Bahena, 201 F.3d 1070, 1071 (8th Cir. 2000) (per curiam) (enforcing appeal waiver in Anders case). Having reviewed the record independently for any nonfrivolous issues not covered by the appeal waiver, and finding none, we enforce the waiver, dismiss this appeal, and grant counsel's request to withdraw.
