

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 07-3398

United States of America,

Appellee,

v.

Joshua David Ritter, also known as
Stinky,

Appellant.

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Appeal from the United States
District Court for the
Northern District of Iowa.

[UNPUBLISHED]

Submitted: April 14, 2008
Filed: April 18, 2008

Before WOLLMAN, RILEY, and GRUENDER, Circuit Judges.

PER CURIAM.

After revoking his supervised release, the district court¹ sentenced Joshua David Ritter to 8 months in prison and 12 months of supervised release. Ritter appeals, arguing first that his sentence is unreasonable and, second, that the district court lacked authority to order him to reside at a residential re-entry center after his release from prison.

¹The Honorable Linda R. Reade, Chief Judge, United States District Court for the Northern District of Iowa.

We conclude that the sentence, which was within the statutory maximum and resulted from the district court's consideration of appropriate factors under 18 U.S.C. § 3553(a), is not unreasonable. See United States v. Nelson, 453 F.3d 1004, 1006 (8th Cir. 2006) (appellate court reviews revocation sentence to determine whether it is unreasonable in relation to, inter alia, § 3553(a) factors and advisory Guidelines range). Ritter's second argument is meritless. See United States v. Griner, 358 F.3d 979, 981-82 (8th Cir. 2004) (18 U.S.C. § 3583(d) "continues to include community corrections confinement as a discretionary condition of supervised release").

Accordingly, we affirm.
