United States Court of Appeals For the Eighth Circuit

No. 16-2616

United States of America

Plaintiff - Appellee

v.

Jeremy Michael Traxler, also known as Geremy Traxler, also known as Ryan Lewis

Defendant - Appellant

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

> Submitted: January 31, 2017 Filed: February 13, 2017 [Unpublished]

Before LOKEN, BOWMAN, and KELLY, Circuit Judges.

PER CURIAM.

Jeremy Traxler appeals after he pleaded guilty to possession with intent to distribute methamphetamine and the District Court¹ sentenced him to 188 months in

¹The Honorable Brian C. Wimes, United States District Judge for the Western District of Missouri.

prison, the low end of the calculated United States Sentencing Guidelines range. His counsel has moved to withdraw and has filed a brief under <u>Anders v. California</u>, 386 U.S. 738 (1967), questioning the substantive reasonableness of Traxler's sentence.

After careful review, we conclude that the District Court did not impose a substantively unreasonable sentence. <u>See Gall v. United States</u>, 552 U.S. 38, 51 (2007) (explaining that the substantive reasonableness of a sentence should be reviewed for an abuse of discretion and noting that "[i]f the sentence is within the Guidelines range, the appellate court may . . . apply a presumption of reasonableness"). We have independently reviewed the record under <u>Penson v. Ohio</u>, 488 U.S. 75 (1988), and we find no nonfrivolous issues for appeal.

We affirm the District Court and grant counsel's motion to withdraw.