

United States Court of Appeals
For the Eighth Circuit

No. 21-2727

United States of America

Plaintiff - Appellee

v.

Kenée L. Triplett

Defendant - Appellant

Appeal from United States District Court
for the Southern District of Iowa - Central

Submitted: June 21, 2022

Filed: June 28, 2022

[Unpublished]

Before LOKEN, COLLOTON, and KELLY, Circuit Judges.

PER CURIAM.

Kenée Triplett appeals the sentence imposed by the district court¹ after he pleaded guilty to a drug offense. His counsel has moved to withdraw, and has filed

¹The Honorable Rebecca Goodgame Ebinger, United States District Judge for the Southern District of Iowa.

a brief under Anders v. California, 386 U.S. 738 (1967), challenging the criminal history calculation and the substantive reasonableness of the sentence.

Upon careful review, we conclude that the district court did not err in calculating Triplett's criminal history. See United States v. Townsend, 408 F.3d 1020, 1022 (8th Cir. 2005). We also conclude that the sentence is not substantively unreasonable, as the court properly considered relevant factors and did not clearly err in weighing the appropriate factors. See United States v. Peithman, 917 F.3d 635, 653 (8th Cir. 2019); United States v. Garcia, 946 F.3d 413, 419 (8th Cir. 2019); United States v. Farmer, 647 F.3d 1175, 1179 (8th Cir. 2011).

We have also independently reviewed the record under Penson v. Ohio, 488 U.S. 75 (1988), and have found no non-frivolous issues for appeal. Accordingly, we affirm the judgment of the district court, we grant counsel's motion to withdraw, and we deny Triplett's motion for appellate counsel as moot.
