

United States Court of Appeals
For the Eighth Circuit

No. 22-2194

United States of America

Plaintiff - Appellee

v.

Troy John Pitzen

Defendant - Appellant

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

Submitted: October 6, 2022

Filed: October 12, 2022

[Unpublished]

Before ERICKSON, GRASZ, and STRAS, Circuit Judges.

PER CURIAM.

Troy John Pitzen appeals the within-Guidelines-range sentence the district court¹ imposed after he pleaded guilty to making a false statement to a federal agency.

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

His counsel has moved for leave to withdraw, and has filed a brief under Anders v. California, 386 U.S. 738 (1967), challenging the substantive reasonableness of the sentence.

Upon careful review, we conclude that the district court did not impose a substantively unreasonable sentence. See United States v. Feemster, 572 F.3d 455, 461-62 (8th Cir. 2009) (en banc) (reviewing sentence under deferential abuse-of-discretion standard; discussing substantive reasonableness); see also United States v. Callaway, 762 F.3d 754, 760 (8th Cir. 2014) (on appeal, within-Guidelines-range sentence presumed reasonable).

Having independently reviewed the record under Penson v. Ohio, 488 U.S. 75 (1988), we find no non-frivolous issues for appeal. Accordingly, we grant counsel leave to withdraw, and affirm.
