

United States Court of Appeals
For the Eighth Circuit

No. 24-1316

United States of America

Plaintiff - Appellee

v.

Tony Ray Waites

Defendant - Appellant

Appeal from United States District Court
for the Eastern District of Missouri

Submitted: September 17, 2024

Filed: September 24, 2024

[Unpublished]

Before GRASZ, STRAS, and KOBES, Circuit Judges.

PER CURIAM.

Tony Waites appeals the sentence the district court¹ imposed after he pled guilty to child exploitation. His counsel has moved to withdraw and has filed a brief

¹The Honorable Stephen N. Limbaugh, Jr., United States District Judge for the Eastern District of Missouri.

under *Anders v. California*, 386 U.S. 738 (1967), challenging the reasonableness of the sentence.

After careful review, we conclude the district court did not abuse its discretion in sentencing Waites. *See United States v. Feemster*, 572 F.3d 455, 461-62 (8th Cir. 2009) (en banc) (standard of review); *see also United States v. Callaway*, 762 F.3d 754, 760-61 (8th Cir. 2014) (presuming sentence reasonable if within United States Sentencing Guidelines Manual range). Further, 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.
