

United States Court of Appeals  
For the Eighth Circuit

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No. 25-1347

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United States of America

*Plaintiff - Appellee*

v.

Hannah Felling

*Defendant - Appellant*

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Appeal from United States District Court  
for the District of South Dakota - Southern

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Submitted: July 1, 2025

Filed: July 7, 2025

[Unpublished]

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Before SHEPHERD, ERICKSON, and GRASZ, Circuit Judges.

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PER CURIAM.

Hannah Felling appeals the sentence the district court<sup>1</sup> imposed after she pled guilty to a drug conspiracy offense pursuant to a written plea agreement containing

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<sup>1</sup>The Honorable Karen E. Schreier, United States District Judge for the District of South Dakota.

an appeal waiver. Her counsel has moved to withdraw and has filed a brief under Anders v. California, 386 U.S. 738 (1967), challenging the application of a Guidelines enhancement and arguing that the appeal waiver is not enforceable.

Upon careful review, we conclude the appeal waiver is valid, enforceable, and applicable to the issues raised in this appeal. See United States v. Scott, 627 F.3d 702, 704 (8th Cir. 2010) (reviewing de novo validity and applicability of appeal waiver); United States v. Andis, 333 F.3d 886, 889-92 (8th Cir. 2003) (en banc) (enforcing appeal waiver if appeal falls within scope of waiver, defendant knowingly and voluntarily entered into plea agreement and waiver, and enforcing waiver would not result in miscarriage of justice).

Further, having independently reviewed the record under Penon v. Ohio, 488 U.S. 75 (1988), we find no non-frivolous issues for appeal outside the scope of the appeal waiver. Accordingly, we grant counsel's motion to withdraw and dismiss the appeal based on the appeal waiver.

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